



UNITED STATES MARINE CORPS
III MARINE EXPEDITIONARY FORCE
UNIT 35601
FPO AP 96382-5601

IN REPLY REFER TO:

1920

SJA

22 APR 2015

SECOND ENDORSEMENT on CG, MCIPAC ltr 1920 CGOF of 22 Jan 15

From: Commanding General, III Marine Expeditionary Force
To: Commandant of the Marine Corps (JPL)

Subj: REPORT OF MISCONDUCT IN THE CASE OF (b) (6)
(b) (6)

Encl: (6) PTSD/TBI screening
(7) (b) (6) email
(8) (b) (6) resignation request of 14 Apr 15

1. Forwarded, recommending (b) (6) 's unqualified request for resignation be approved.

2. In January 2015, the Commanding General (CG), Marine Corps Installations Pacific (MCIPAC), administratively counseled (b) (6) for poor judgment regarding a liberty incident. A group of Marine Corps and Air Force (b) (6) were socializing at a karaoke bar when (b) (6) gyrated himself in a sexual manner in an Air Force officer's face, forcibly grabbing the other officer's head and pulling it forward. This behavior offended the Air Force officer and his wife, neither of whom actually knew (b) (6). Initially, this case was presented as a possible sexual assault but a prosecutorial review later determined it did not satisfy the elements of Article 120, Uniform Code of Military Justice.

3. (b) (6) was actually serving as a (b) (6) at the time of the incident. Given the tremendous amount of resources and attention given to sexual assaults and (b) (6) (b) (6) 's position, he should have been even more attuned than most officers to the perception of his behavior.

4. The CG, MCIPAC, recommended (b) (6), a (b) (6) (b) (6), be separated with a General Under Honorable Conditions discharge. After reviewing character letters from two other General Officers, the Commanding General, Marine Corps Installations Command, recommended retention. (b) (6) submitted his unqualified resignation request (enclosure 8) during my review of this package. I do not concur with the

Subj: REPORT OF MISCONDUCT IN THE CASE OF (b) (6)
(b) (6)

retention recommendation. An (b) (6) and an (b) (6) who demonstrates such poor judgment lacks the moral authority required to lead Marines and fulfill his (b) (6) responsibilities.

5. I cannot condone such behavior, but I am weighing this incident in light of his entire record as reflected in the numerous character letters he presents. Notably, he served successfully as (b) (6) for two Commanding Generals and was performing well in his current (b) (6) duties prior to this incident. He continues serving effectively as a (b) (6) (b) (6) today. In sum, his performance normally far exceeds that of his peer group. This incident appears to be an aberration when viewed in light of his overall record. Despite (b) (6)'s immature and unacceptable behavior at the karaoke bar, I believe his service is otherwise so outstanding as to warrant an honorable characterization of service discharge. Accordingly, I recommend his unqualified resignation be accepted.

(b) (6)

Copy to:
MCIPAC (SJA)
MCICOM (SJA)



UNITED STATES MARINE CORPS
MARINE CORPS INSTALLATIONS COMMAND
3000 MARINE CORPS PENTAGON
WASHINGTON, DC 20350-3000

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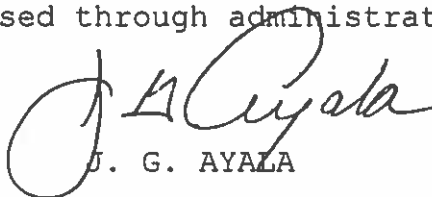
FIRST ENDORSEMENT on CG, MCIPAC ltr 1920 CGOF of 22 Jan 15

From: Commander, Marine Corps Installations Command
To: Commandant of the Marine Corps (JPL)
Via: Commanding General, III Marine Expeditionary Force

Subj: REPORT OF MISCONDUCT IN THE CASE OF (b)(6)
(b)(6)

1. Forwarded.

2. (b)(6) actions demonstrated a significant lapse in judgment and fell short of the high standards expected of Marine officers. However, I do not concur with the recommendation of the Commanding General, Marine Corps Installations Pacific that (b)(6) be separated from the Marine Corps. Based on (b)(6) record of service and strong words of recommendation from two General Officers, I recommend that he be retained on active duty. I feel that his temporary lapse in judgment was properly addressed through administrative measures.


J. G. AYALA

Copy to:
CG, MCIPAC (SJA)
File



UNITED STATES MARINE CORPS
MARINE CORPS INSTALLATIONS PACIFIC
UNIT 35001
FPO AP 96373-5001

IN REPLY REFER TO:
1920
CGOF

22 JAN 2016

From: Commanding General, Marine Corps Installations Pacific
To: Commandant of the Marine Corps (JPL)
Via: (1) Commander, Marine Corps Installations Command
(2) Commanding General, III Marine Expeditionary Force

Subj: REPORT OF MISCONDUCT IN THE CASE OF (b) (6)
(b) (6) EDIPI: (b) (6) USMC

Ref: (a) MCO P5800.16A W/CH 1-7 (LEGADMINMAN)
(b) MCO P1070.12K (IRAM)
(c) SECNAVINST 1920.6C

Encl: (1) NCIS ROI 30OCT14-FEOK-0571-8SMA w/endorsements
(2) Administrative Counseling w/rebuttal
(3) SACC screening documents
(4) Acknowledgment of advanced education assistance reimbursement requirement
(5) Acknowledgement of receipt

1. This report is submitted per paragraph 4005.3.c.(2) of reference (a).

2. On (b) (6) while at an off-base karaoke bar located in Chatan City, Okinawa, Japan, (b) (6) rabbed the back of a male U.S. Air Force Captain is hand and forcefully pulled the U.S. Air Force Captain's head towards (b) (6) crotch area several times while moving his hips and crotch area in a sexually suggestive manner, as set forth within enclosure (1). (b) (6), a (b) (6) (b) (6) was serving as a prosecutor at the time he committed this misconduct.

3. On 5 January 2015, I administratively counseled (b) (6) in accordance with paragraph 3005 of reference (b). A copy of this formal "page 11" counseling is included as enclosure (2). (b) (6) submitted a rebuttal, also included within enclosure (2), in response to the administrative counseling.

4. On (b) (6) the Substance Abuse Counseling Center (SACC) evaluated (b) (6) Due to factors identified during the screening, SACC recommended that (b) (6) attend

Subj: REPORT OF MISCONDUCT IN THE CASE OF (b) (6)
(b) (6) EDIPI: (b) (6) USMC

a 16-hour early intervention course called "PRIME for life," abstain from alcohol use until after completion of the course, and attend a follow-up appointment with his substance abuse counselor on (b) (6) Enclosure (3).

5. (b) (6) will be evaluated by a medical provider to ensure that he is medically qualified for separation.

6. (b) (6) has been advised of the reimbursement requirement for advanced education assistance. (b) (6) acknowledgment of this requirement is contained in enclosure (4). I am not aware of any advanced education assistance that (b) (6) may have received.

7. (b) (6) will be afforded the opportunity to read this report. (b) (6) will acknowledge that adverse information pertaining to this incident will be included in his Official Military Personnel File, enclosure (5).

8. I recommend that (b) (6) be separated via notification procedures for misconduct and/or moral or professional dereliction with a General (Under Honorable Conditions) characterization of service pursuant to reference (c). Administrative separation in the best interests of the United States Marine Corps and is warranted when considering all facts and circumstances surrounding (b) (6) service discrediting misconduct.


C. L. HUDSON



UNITED STATES MARINE CORPS
MARINE CORPS INSTALLATIONS PACIFIC
UNIT 35001
FPO AF 96373-5001

IN REPLY REFER TO:

5830

CGOF

19 DEC 2014

SECOND ENDORSEMENT on NCIS ROI 30OCT14-FEOK-0571-8SMA

From: Commanding General, Marine Corps Installations Pacific
To: File

SUBJ: NAVAL CRIMINAL INVESTIGATIVE SERVICE INVESTIGATION INTO
THE FACTS AND CIRCUMSTANCES SURROUNDING THE ALLEGATIONS
OF MISCONDUCT AGAINST (b) (6) EDIPI:
(b) (6) USMC

Ref: (b) MCO P1070.12K W/CH1 (IRAM)
(c) ALNAV 061/14

1. I reviewed the subject investigation and case assessments provided by the (b) (6) and Commanding Officer, Headquarters and Service Battalion, Marine Corps Base, Camp Smedley D. Butler (HqSptBn MCBB).

2. The evidence, applicable law, and surrounding circumstances of this incident do not support a finding that (b) (6) committed a sexual assault, or attempted to commit a sexual assault, in violation of Article 120, Uniform Code of Military Justice (UCMJ). (b) (6) misconduct is appropriately captured as a violation of Article(s) 128 and 133, UCMJ (assault consummated by a battery and conduct unbecoming an officer/gentlemen).

3. I will formally counsel (b) (6) in accordance with paragraph 3005 of reference (b) in order to address his poor judgment, immaturity, and service-discrediting misconduct as identified by this investigation.

4. By copy of this endorsement, the (b) (6) will ensure that a Sexual Assault Disposition Report (SADR) is completed, reviewed for legal compliance, and sent to Headquarters, U.S. Marine Corps (JAD) in accordance with reference (c), upon final disposition of this case.

5. I find there is insufficient evidence to substantiate any misconduct involving (b) (6) (b) (6) or (b) (6). Accordingly, this mat turned to the Commanding Officer, HqSptBn MCBB, and Officer in Charge, LSSS, to take whatever

ENCLOSURE (/)

SUBJ: NAVAL CRIMINAL INVESTIGATIVE SERVICE INVESTIGATION INTO
THE FACTS AND CIRCUMSTANCES SURROUNDING THE ALLEGATIONS
OF MISCONDUCT AGAINST (b) (6) EDIPI:
(b) (6) USMC

independent action they deem appropriate based on the information
set forth in the NCIS investigation.

6. No further inquiry is directed.


C. L. HUDSON

Copy to:
CO, HqSvcBn, MCB
SJA, MCIPAC
OIC, LSSS Pacific



UNITED STATES MARINE CORPS
HEADQUARTERS AND SUPPORT BATTALION
MARINE CORPS INSTALLATIONS PACIFIC-MARINE CORPS BASE CAMP BUTLER
UNIT 35002
FPO AP 96373-5002

IN REPLY REFER TO:

5830

CO

DEC 9 2014

FIRST ENDORSEMENT on NCIS ROI 30OCT14-FEOK-0571-8SMA

From: Commanding Officer, Headquarters and Support Battalion,
Marine Corps Installations Pacific-Marine Corps Base Camp
Butler

To: Commanding General, Marine Corps Installations Pacific

SUBJ: NAVAL CRIMINAL INVESTIGATIVE SERVICE INVESTIGATION INTO
THE FACTS AND CIRCUMSTANCES SURROUNDING THE ALLEGATIONS
OF MISCONDUCT AGAINST (b) (6) EDIPI:

(b) (6) USMC

Ref: (a) (b) (6) memo dtd 24 Nov 14
(b) memo dtd 3 Dec 14
(c) III MEF/MCIPAC Liberty Regulations in Japan dtd 10
Mar 14
(d) SecDef Memorandum dtd 20 Apr 12
(e) MCO 1752.5B (USMC SAPR Program)
(f) MARADMIN 372/12
(g) R.C.M. 306

Encl: (1) NCIS ROI 30OCT14-FEOK-0571-8SMA

1. Naval Criminal Investigative Service (NCIS) conducted an
investigation into allegations that (b) (6) USMC,
assaulted (b) (6) on or about (b) (6)

The allegations arose after (b) (6) reported an "assault and
battery" against (b) (6) occurring at a karaoke
establishment called the "Big Echo" located in Chatan City near
the American Village, Okinawa, Japan.

2. I reviewed the enclosure and concur with the case assessments
provided by the (b) (6)

(references (a) and (b)). The evidence, law, and surrounding
circumstances of this incident support a conclusion that (b) (6)
committed misconduct on (b) (6) specifically, an
assault consummated by a battery in violation of Article 128,
UCMJ, and conduct unbecoming of an officer/gentlemen in violation
of Article 133, UCMJ. The facts, law, and common sense do not
support a conclusion that (b) (6) sexually assaulted or

ENCLOSURE 1

SUBJ: NAVAL CRIMINAL INVESTIGATIVE SERVICE INVESTIGATION INTO
THE FACTS AND CIRCUMSTANCES SURROUNDING THE ALLEGATIONS
OF MISCONDUCT AGAINST (b) (6) EDIPI:
(b) (6) USMC

attempted to sexually assault (b) (6) in violation of
Article 120, UCMJ.

3. The NCIS investigation revealed that allegations were raised that Marine (b) (6), (b) (6) and (b) (6) may have been consuming alcohol the evening of (b) (6) in violation of reference (c). Several witnesses stated that the Marines had alcohol in front of them at the Karaoke bar. However, not one witness could state that they personally observed any of the Marine Captains actually consuming alcohol. Additionally, the Marine officers invoked their right to remain silent when questioned by NCIS. As such, there is no direct evidence to reasonably conclude that any of the (b) (6) consumed alcohol in violation of reference (c).

4. In accordance with references (d)-(g), I am forwarding this matter of alleged officer misconduct to you for disposition.

5. I recommend that formal administrative action in the form of a Commanding General's Nonjudicial Punishment be taken against (b) (6) for his misconduct, poor judgment, and complete lack of maturity as a commissioned officer. Additionally, I do not recommend that any additional investigation be conducted.


T. A. PECINA



UNITED STATES MARINE CORPS
MARINE CORPS INSTALLATIONS PACIFIC
UNIT 35001
FPO AP 96373-5001

FM 5830
SJA
3 Dec 14

(b) (6)

SECOND ENDORSEMENT on

ltr dtd 24 Nov 14

From: (b) (6)
To:

Subj: CASE ASSESSMENT ICO (b) (6) USMC

Ref: (b) Manual for Courts-Martial (2012 edition)
(c) JAGMAN
(d) III MEF/MCIPAC Liberty Regulations in Japan dtd 10 Mar 14
(e) MCO 1752.5B (SAPR Program)
(f) MCO P1070.12K W/CH 1 (IRAM)

1. I reviewed the subject Naval Criminal Investigative Service (NCIS) investigation and determined that:

a. The investigation complies with all applicable legal and administrative requirements, specifically references (b) and (c);

b. The investigation adequately addresses the matters alleged; and,

c. The Regional Trial Counsel's (RTC) case assessment is supported by the findings of the investigation and an analysis of Article 120, Uniform Code of Military Justice (UCMJ).

2. The investigation revealed that on or about (b) (6) (b) (6) grabbed the back of (b) (6) head and pulled (b) (6) head toward (b) (6) crotch several times while thrusting his hips and crotch area in a sexually suggestive manner. This act occurred during a karaoke social event attended by several Air Force and Marine Corps (b) (6) and their civilian guests.

3. I concur with the (b) (6) that the underlying facts and circumstances of this incident do not reasonably support command action commensurate with an allegation of sexual assault under Article 120, UCMJ. The evidence, analysis of the law, and common sense support a finding that (b) (6) violated Article(s) 128 (assault/battery) and 133 (conduct unbecoming of an officer/gentlemen).

ATTORNEY-CLIENT PRIVILEGED DOCUMENT-NOT FOR FURTHER DISSEMINATION
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ENCLOSURE (1)

Subj: CASE ASSESSMENT ICO (b) (6)

USMC

4. The NCIS Investigation reveals that additional allegations of misconduct were raised by several witnesses attending the karaoke event, specifically that (b) (6) (b) (6) and (b) (6) may have been consuming alcohol in violation of reference (d).

5. None of the witness interviewed by NCIS can attest that they actually saw any of the Marines consume alcohol - they just assumed the Marines were drinking. It is reasonable to conclude that one of the event attendees, particularly the (b) (6) (b) (6) would have observed alcohol consumption in the karaoke room had such conduct actually occurred. Additionally, the (b) (6) invoked their right to remain silent when questioned by NCIS. As such, there is no direct evidence to conclude that any of the (b) (6) violated the alcohol prohibition of reference (d).

6. Your endorsement of this NCIS investigation and forwarding to the Commanding General in accordance with Rules for Courts-Martial R.C.M 306 will satisfy your SA-IDA requirements set forth in reference (e).

7. I recommend that (b) (6) receive a formal counseling in accordance with reference (e) for a violation of Articles 128 and 133, UCMJ. Such administrative action will adequately address (b) (6) misconduct and his lack of professionalism.

8. Additional investigation is neither warranted nor recommended. (b) (6)



UNITED STATES MARINE CORPS
LEGAL SERVICES SUPPORT SECTION
MARINE CORPS INSTALLATIONS PACIFIC
UNIT 35001
FPO AP 96373-5002

IN REPLY REFER TO:

5800
RTC
24 Nov 2014

From: Regional Trial Counsel
To: Commanding Officer, Headquarters and Support Battalion, Marine Corps Installations Pacific (SAIDA)
Via: Staff Judge Advocate, Marine Corps Installations Pacific
Subj: CASE ASSESSMENT ICO (b) (6) USMC
Ref: (a) NCIS Report of Investigation (Interim) dtd (b) (6) (Control No. 3OCT14-FEOK-05718SMA)

1. Reference (a) is an NCIS investigation into an alleged assault that occurred on or about 24 October 2014. The subject of the investigation is (b) (6) USMC assigned to the Legal Services Support Section, MCIPAC, Okinawa, Japan. The alleged victim is (b) (6) (b) (6), USAF assigned to the (b) (6) Kadena Air Base, Okinawa, Japan. Because of the nature of the allegation, this matter was referred to NCIS for investigation of a possible offense under Article 120, UCMJ. This office received a copy of the referenced investigation on (b) (6)

2. I have thoroughly reviewed the investigation to determine whether the evidence supports action under Article 120, UCMJ. After careful consideration of the evidence, it is my assessment that the evidence does not reasonably support any theory of criminal sexual contact under Article 120, UCMJ.

3. On or about 24 October 2014, (b) (6) reported an "assault and battery" against (b) (6) (b) (6). The misconduct was alleged to have occurred at a karaoke establishment called the "Big Echo" located in Chatan City near the American Village, Okinawa, Japan during the evening of 24 October 2014. On the night in question, (b) (6) and his wife had joined a group of Marine and Air Force judge advocates, their friends and spouses at the karaoke establishment following an inter-service social event hosted by the Marine judge advocates of the Legal Services Support Section at the Ocean Breeze aboard Camp Foster, Okinawa earlier that evening. Further details are available in Reference (a).

4. The gravamen of (b) (6) allegation is that at some point during the evening while at "Big Echo," (b) (6) grabbed the back of (b) (6) head and pulled (b) (6) head towards (b) (6) crotch area several times while gyrating his hips and (b) (6) towards (b) (6) head in a suggestive manner. (b) (6) reported being offended and humiliated by (b) (6) actions which occurred in the presence of his wife and his colleagues and their friends and spouses.

ENCLOSURE (/)

5. The evidence supports (b) (6) factual account of (b) (6) actions, and consequently the elements of assault consummated by a battery under Article 128, UCMJ. However, the evidence does not reasonably support any theory of sexual assault under Article 120, UCMJ. The only possible theory under Article 120, UCMJ which might apply is an attempted abusive sexual contact. In this case, such a theory would require proof that a) (b) (6) (b) (6) specifically intended to cause (b) (6) to make contact with his crotch area in order to humiliate him, or b) that (b) (6) attempted such contact with the intent to gratify his sexual desires.

6. Under all the circumstances, including the public setting, the presence of other individuals, and the nature of the gathering, the evidence reflects an ill-conceived and sophomoric attempt at humor on the part of (b) (6) rather than an attempted abusive sexual contact. Accordingly, the evidence does not support command action commensurate with an allegation of a sexual offense under Article 120, UCMJ.

7. Point of contact for this memo is (b) (6) or (b) (6)
(b) (6)

U N C L A S S I F I E D // F O U O

IF CLASSIFIED SECNAVINST 5510.36 SERIES APPLIES.

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NCIS

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From: Supervisory Special Agent, NCIS Resident Agency Okinawa, Japan

To: SJA, MCIPAC

Subj: (b) (6)

USMC

Encl: NCISRA Okinawa, Japan ROJ (INTERIM)/10NOV14
CCN: 30OCT14-FEOK-0571-BSMA

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IF CLASSIFIED SECNAVINST 5510.36 SERIES APPLIES.

ENCLOSURE (/)

U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (INTERIM)

10NOV14

SEXUAL ASSAULT - ADULT (II)

CO OL: 30OCT14-FEOK-0571-6SMA

(b) (6)

(b) (6)

COMMAND/HQSVCBN MCB CAMP BUTLER/67400

MADE AT/FEOK/RESIDENT AGENCY OKINAWA/(b) (6)

EXHIBIT(S)

- (1) IA: RESULTS OF INTERVIEW OF (b) (6)
USAF/(b) (6)
- (2) IA: RESULTS OF INTERVIEW OF (b) (6)
CIVILIAN/(b) (6)
- (3) IA: RESULTS OF CRIME SCENE EXAMINATION/03NOV14
- (4) SWORN STATEMENT OF (b) (6) USAF/30OCT14
- (5) SWORN STATEMENT OF (b) (6) USAF/30OCT14
- (6) IA: RESULTS OF INTE (b) (6)
USAF (b) (6)
- (7) IA: RESULTS OF INTERVIEW OF (b) (6)
CIVILIAN (b) (6)
- (8) IA: RESULTS OF INTERVIEW OF CAPT (b) (6) USMC/03NOV14
- (9) IA: RESULTS OF INTERVIEW OF CAPT (b) (6) USMC/03NOV14
- (10) IA: RESULTS OF INTERVIEW OF (b) (6)
- (11) IA: RESULTS OF ARRESTEE DNA FOR SUBMISSION INTO
CODIS (b) (6)
- (12) IA: RESULTS OF CRIMINAL HISTORY AND DATABASE CHECKS OF
(b) (6)
- (13) IA: RESULTS OF CRIMINAL HISTORY AND DATABASE CHECKS OF
(b) (6) 01NOV14 (b) (6)
- (14) IA: RESULTS OF INTERVIEW OF (b) (6)
- (15) IA: RESULTS OF SRB REVIEW O
- (16) IA: RESULTS OF INTERVIEW OF
- (17) IA: RESULTS OF INTERVIEW OF
- (18) IA: RESULTS OF VIDEO ACQUISSI REVIEW/19NOV14

EXECUTIVE SUMMARY

1. This investigation was initiated on (b) (6) after NCISRA Okinawa received notification from (b) (6) USMC, MCIPAC DSJA. of a possible sexual assault in (b) (6) USAF, 18th Wing Staff Judge Advocate and (b) (6) USMC, Legal Services Support Section (LSSS), HQSVCBN MCB Camp S.D. Butler, Okinawa. On 30Oct14, (b) (6) was interviewed and reported at approximately (b) (6) while Echo Karaoke, Chatan City, Okinawa, Japan, S/MADEO grabbed him by the head with his hand and attempted to force (b) (6) head towards (b) (6) groin while he was thrusting his pelvis back

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PAGE 1

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

CONTROL:30OCT14-FEOK-0571-8SMA

10NOV14

and forth to simulate a sexual act. (b)(6) stated he does not believe his head touched (b)(6) groin as he was pulling his head away from (b)(6) to get out of his grasp. (b)(6) immediately stood up and departed the location with his spouse. (b)(6) identified his spouse, several other U.S. Air Force Officers and their dependents, as well as two other U.S. Marine Corps Officers who were present during the incident. (b)(6) further related at the time of the incident he believed (b)(6) was drinking alcohol. (b)(6) stated he had consumed an alcoholic beverage earlier in the evening with his dinner. (b)(6) was provided with a Victim Witness Assistance Pamphlet (VWAP) form. U.S. Air Force Officers and their spouses present during the incident were interviewed. U.S. Marine Corps Officers present during the incident declined to participate in the investigation or make any statements. (b)(6) was interviewed and after advisement of his Article 31b rights he invoked his right to seek legal counsel and remain silent. A crime scene examination was conducted at Big Echo Karaoke and video recording maintained by Big Echo at the entrance to the business was obtained. Due to the nature of the offense a Sexual Assault Forensic Examination (SAFE) was not conducted. A Military Protective Order (MPO) was not issued by (b)(6) command. (b)(6) (b)(6) USMC, (b)(6) (b)(6) (b)(6) (b)(6) (b)(6) USMC, HQSVCBN (b)(6) (b)(6) (b)(6) USMC, (b)(6) and (b)(6) USAF, (b)(6) were apprised of the initiation of this investigation and continuously updated. Investigation continues pending prosecutorial determination by command.

NARRATIVE

1. This reactive investigation was initiated under suspected violations of Article 120 (Abusive Sexual Contact) and Article 128 (Assault) of the Uniform Code of Military Justice.

2. On 29Oct14, this investigation was initiated after NCISRA Okinawa received notification from (b)(6), USMC, (b)(6) Marine Corps Installations Pacific of a possible sexual assault involving (b)(6) (b)(6) (b)(6) USAF, (b)(6) an (b)(6) (b)(6) (b)(6) USMC, (b)(6) HQSVCBN MCB Camp S.D. Butler, Okinawa.

3. On 29Oct14, (b)(6) was interviewed at NCISRA Okinawa by (b)(6) and (b)(6) (PA) (b)(6) and reported at approximately 2200, 24Oct14, while at Big Echo Karaoke, Chatan City, Okinawa, Japan, (b)(6) grabbed him by the head with his hand and attempted to force (b)(6)'s head towards (b)(6) groin while he was thrusting his pelvis back and forth to simulate fellatio. (b)(6) stated he does not believe his head touched (b)(6)'s groin as he was pulling his head away from (b)(6) to get out of his grasp. (b)(6) immediately stood up and departed the location with his spouse. (b)(6) identified his spouse, several other U.S. Air Force Officers and their dependents, as well as two other U.S. Marine Corps Officers that were present during the incident. (b)(6) further related at the time of the incident he believed (b)(6) was drinking alcohol. (b)(6) advised he was drinking alcohol earlier in the evening. (b)(6) was provided with a Victim Witness Assistance Pamphlet (VWAP) form and offered to have a victim advocate present during the interview, to which he declined. Additionally, prior to the interview, (b)(6) was offered Victim Legal Counsel Services; however, he declined. (b)(6) provided a copy of the memorandum that he

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PAGE 2

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ENCLOSURE 310

U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

CONTROL:30OCT14-FEOK-0571-8SMA

10NOV14

drafted and forwarded to his chain of command relative the incident. A DVD download of this interview was placed in NCISRA Okinawa evidence facility under log number 458-14. Exhibit (1) pertains.

4. On 29Oct14, (b) (6) dependent spouse of (b) (6) was interviewed regarding her observations on 24Oct14. (b) (6) stated she was watching the karaoke on tv when she suddenly felt her husband (b) (6) moving around very hard and bumped into her. She looked toward (b) (6) direction and saw (b) (6) (b) (6) had his hand on (b) (6) head and (b) (6) was moving his head back and away from him, at which time (b) (6) moved his hand. (b) (6) recalled that (b) (6) had one of his legs up on the sofa and his knee was bent. She stated (b) (6) leg was close to (b) (6) (b) (6) stated (b) (6) looked angry, he stood up and they left the karaoke room. Exhibit (2) pertains.

5. On 29Oct14, a crime scene examination was conducted at Big Echo Karaoke Club, Chatan City, Okinawa room 18. No items of evidentiary value were recovered. Exhibit (3) pertains.

6. On 30Oct14, (b) (6) USAF was interviewed by (b) (6) and provided a sworn statement regarding her observations on 24Oct14 at Big Echo Karaoke. (b) (6) stated she observed a Marine in a reddish shirt (b) (6) "gyrating" his hips close to (b) (6) 's head. Exhibit (4) pertains.

7. On 30Oct14, (b) (6) was interviewed by RA and provided a sworn statement regarding her observations on 24Oct14 at Big Echo Karaoke. (b) (6) stated she observed a Marine in a pink shirt possibly named (b) (6) (b) (6) thrusting his hips in the vicinity of (b) (6) Exhibit (5) pertains.

8. On 30Oct14, (b) (6) USAF was interviewed by (b) (6) regarding her observations on 24Oct14 at Big Echo Karaoke. (b) (6) described (b) (6) and his (b) (6) leaving karaoke suddenly, but stated she did not observe anything leading up to there departure. Exhibit (6) pertains.

9. On 30Oct14, (b) (6) was interviewed by (b) (6) regarding his observations on 24Oct14 at Big Echo Kar (b) (6) described (b) (6) and his wife not staying very long at karaoke. (b) (6) further stated he did not see anything inappropriate prior to them leaving. Exhibit (7) pertains.

10. On 30Oct14, RA attempted to interview (b) (6) USMC, LSSS, HQSVCBN and (b) (6) USMC, LSSS, HQSVCBN regarding there observations on 24Oct14 at Big Echo Karaoke. Both (b) (6) and (b) (6) advised they would not make any statements or provide an is regarding the incident. Exhibits (8) and (9) pertain.

11. On 31Oct14, (b) (6) was interviewed by (b) (6) and (b) (6) (b) (6) was advised of his Article 31b rights for UCMJ (b) (6) icle 120 (Abusive Sexual Contact) and Article 128 (Assault), at which time he invoked his right to seek legal counsel and remain silent. A DVD download of the interview was placed in NCISRA Okinawa evidence facility under log number 464-14. Exhibit (10) pertains.

12. On 31Oct14, a sample of (b) (6) Deoxyribonucleic Acid (DNA) was

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collected for entry into CODIS. The sample will remain in the case file until concurrence is obtained from LSSS. Exhibit (11) pertains.

13. On 31Oct14, criminal history checks for (b) (6) were conducted. Records reflect (b) (6) was arrested in 2004 by (b) (6) OK Police Department for Driving Under the Influence. Disposition was noted solely as a misdemeanor. Exhibit (12) pertain. Criminal history checks for (b) (6) were conducted and met with negative results. Exhibit (13) pertains.

14. On 31Oct14, (b) (6) was interviewed by (b) (6) and (b) (6) regarding her observations on 24Oct14 at Big Echo Karaoke. (b) (6) recalled (b) (6) and his wife not staying very long at karaoke and the Marine that was the host of trivia (b) (6) stating, "I think I offended your friend" after they left. Exhibit (14) pertains.

15. On 03Nov14, (b) (6) Service Record Book (SRB) was reviewed. Exhibit (15) pertains.

16. On 04Nov14, (b) (6) was interviewed by RA regarding his observations on 24Oct14 at Big Echo Karaoke. (b) (6) described (b) (6) and his wife not staying long at karaoke and advised he did not see anything leading up to their departure. (b) (6) described comments made by (b) (6) after (b) (6)'s departure and (b) (6) phone interaction with (b) (6) the following day. Exhibit (16) pertains.

17. On 05Nov14, (b) (6) was interviewed by (b) (6) regarding her observations on 24Oct14 at Big Echo Karaoke. (b) (6) stated she did not recall observing any unusual activity while at karaoke. Exhibit (17) pertains.

18. On 05Nov14, video footage was obtained from Big Echo Karaoke and reviewed. The video footage solely captured the entrance and front desk. The video depicted (b) (6) and other individuals arriving and departing. Big Echo does not have video of the specific karaoke room where the incident occurred. Exhibit (18) pertains.

19. Between 29Oct14 and 17Nov14, (b) (6) (b) (6) (b) (6) were apprised of the initiation of this investigation and have been continuously updated.

20. Investigation continues pending prosecutorial determination by command.

PARTICIPANTS

(b) (6)

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INFO (b) (6)

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CONTROL: 30OCT14-FEOK-0571-8SMA

(b) (6)
M/W/MOO3/S/(b) (6) (b) (6)

RESULTS OF INTERVIEW OF (b) (6) (b) (6)

1. On 29Oct14, (b) (6) (b) (6) at NCISRA Okinawa by Reporting Investigator and (b) (6) (b) (6) was provided with a VMAP form and Victim Legal Counsel (VLC) pamphlet at the onset of the interview and offered the availability to have a Victim Advocate and Victim legal Counsel present during the interview, which he declined.
2. As background, on 29Oct14, (b) (6) reported that at approximately 2200, 24Oct14, while at Big Echo Karaoke, Chatan City, Okinawa, Japan, with his spouse, several other USAF SJA Officers, their spouses and three U.S. Marine Corps Officers from LSSS, he was assaulted by (b) (6) who was one of the Marine Corps Officers at the Karaoke establishment. (b) (6) reported that (b) (6) grabbed him by the head with his hand and attempted to force (b) (6)'s head towards (b) (6)'s groin while (b) (6) was thrusting his pelvis back and forth to simulate fellatio.
3. (b) (6) stated on Friday, 24Oct14, there was a liaison event between USAF and USMC JAG officers at the Ocean Breeze Club, MCB Camp Foster, Okinawa. He identified (b) (6) as the host for the trivia game at the Ocean Breeze and it was the first time he met him. While at the Ocean Breeze Club, (b) (6) stated he had 2 Gin and Tonics and he believes (b) (6) was drinking beer. While at the Ocean Breeze a group of Air Force personnel, their spouses and 3 of the Marine Officers, which were (b) (6) decided to go to dinner at Ballywood Restaurant in American Village, Chatan City, Okinawa and then to Big Echo Karaoke, Chatan City, Okinawa.
4. (b) (6) stated his wife, (b) (6) drove he and (b) (6) and (b) (6) to BALLYWOOD. Once at BALLYWOOD restaurant, (b) (6) stated initially his wife, (b) (6) was sitting next to (b) (6) and (b) (6) had his arm on the back of (b) (6) chair, which (b) (6) thought was weird, so when (b) (6) went to the bathroom, (b) (6) moved so he was seated next to (b) (6). (b) (6) described the conversation at dinner as inappropriate, he stated (b) (6) and (b) (6) were exchanging insults back and forth and (b) (6) stated (b) (6) could not make a woman have an orgasm. (b) (6) stated (b) (6) was cordial with him at dinner and did not say anything inappropriate to him at that time. (b) (6) stated while at the restaurant, he had one beer with his dinner and he believed (b) (6) had one or more beers with his dinner.

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5. (b)(6) stated the following people were present at dinner: (b)(6)
(b)(6) and her spouse, (b)(6) and her neighbor, a
female who was with (b)(6) and his spouse, (b)(6)
(b)(6) (b)(6) (b)(6) his spouse, (b)(6)
(b)(6) stated after dinner, everyone departed to go to Big Echo Karaoke;
however, (b)(6) drove (b)(6) along with (b)(6) and (b)(6) to their homes
so they could let their dogs out.

6. V/CKEN stated after letting their dogs out, the (b)(6) and he and
(b)(6) went to Big Echo Karaoke. Once there (b)(6) asked which room their
group was in and they were directed to Room #18. (b)(6) stated once inside
the room he sat on the sofa next to S/MADEO who was to his right, (b)(6)
sitting to (b)(6) left and (b)(6) was sitting on the other side of (b)(6).
They arrived at the Karaoke room at 2200, 24OCT14. (b)(6) stated (b)(6)
and (b)(6) were acting very hyper, rowdy and they seemed intoxicated (b)(6)
stated (b)(6) started singing a song at which time (b)(6) and (b)(6) were
looking at the Karaoke on the television and away from the direction of
(b)(6) (b)(6) stated he felt (b)(6) grab his head with one of his hands
and immediately pull his head towards (b)(6) crotch while he was
gyrating. (b)(6) stated (b)(6) was using force while he was pulling
(b)(6) head towards his groin. (b)(6) stated he pulled his head away and
said "what the fuck man", to which (b)(6) replied "what, everyone is doing
it". Reporting Investigator asked (b)(6) if he saw anyone else dancing in
this nature or if he witnessed anyone else do that and he said no. (b)(6)
stated immediately after it happened, he stood up with (b)(6) and started to
leave at which time (b)(6) said "lighten up man". (b)(6) then departed the
room and left the Karaoke building and returned to his residence with
(b)(6)

7. (b)(6) stated the following day he talked to (b)(6) on the phone
and he said that (b)(6) told everyone in the karaoke that he was grinding
up on (b)(6) and he thought he offended him. (b)(6) also received a message
from (b)(6) the following day that she received from (b)(6)
apologizing for (b)(6)

8. (b)(6) stated when (b)(6) grabbed his head and the amount of force he
used, (b)(6) could still feel the pressure on his head from (b)(6)
fingers and when he was pulling (b)(6) head towards his crotch, (b)(6)
was thrusting his hips towards him, simulating fellatio. (b)(6) stated he
and his (b)(6) were only at karaoke for a total of 10 minutes before they
left.

9. (b)(6) stated on Saturday, 25OCT14, he ran into (b)(6) at the
seawall and she asked him if he was alright and then told him she saw
everything. (b)(6) stated on Monday, 27OCT14, he spoke to his Boss, (b)(6)
(b)(6) who advised him to write a Memorandum For Record
(MFR) and he would talk to (b)(6) supervisor.

10. (b)(6) stated (b)(6) saw (b)(6) hand on (b)(6) head when the
incident happened. (b)(6) stated he was aware the Marines were drinking at
dinner; however, he does not know how much they had. While at the Karaoke
Club, (b)(6) saw (b)(6) and (b)(6) with beer. (b)(6) stated (b)(6) was
definitely more intoxicated at Karaoke than he was at dinner. (b)(6)
provided the following time line of events and places:

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1600 - Ocean Breeze Club
1800 - Departed Ocean Breeze for Ballywood Restaurant
1830 - Arrived at Ballywood Restaurant
2000 - Departed Ballywood, returned home to let his dogs out
2200 - Arrived at Karaoke.

11. During the interview of (b)(6) he drew a sketch of the seating arrangement inside the karaoke Club, Enclosure (A) pertains. (b)(6) also provided a copy of the MFR that he wrote and a copy of the message that (b)(6) provided him, Enclosures (B) and (C) pertain.

12. The aforementioned details are merely a summary of the interview of (b)(6). The interview was audio/video recorded and the original video was downloaded to digital video disc (DVD) and entered into the NCISRA Okinawa evidence repository under evidence log #458-14. Copies of the DVD will be maintained in the original NCIS case file. Refer to the DVD for clarification or additional information needed.

PART

(b)(6)

ENCLOSURE(S)

(A) Sketch of Karaoke Room by (b)(6) 29Oct14
(B) Memorandum For Record of (b)(6) 24Oct14
(C) Copy of Messages Between (b)(6)

(b)(6)

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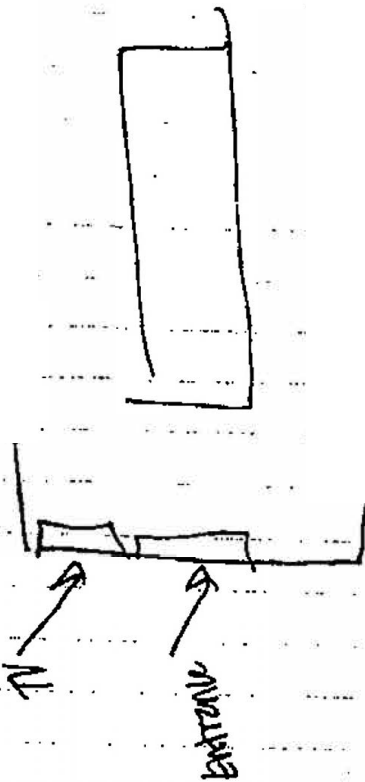
SKETCHED BY: (b) (6)

Date: 29 OCT 14

(b) (6)

(b) (6)

(b) (6)



ENCLOSURE (A)

of

ENCLOSURE (1)



DEPARTMENT OF THE AIR FORCE
PACIFIC AIR FORCES

24 October 2014

MEMORANDUM FOR RECORD

FROM: (b) (6)

SUBJECT: Art 128 violation, assault and battery of a commissioned officer

1. On Friday 24 October, while at a Karaoke establishment "Big Echo," near American Village, the subject, a (b) (6) who goes by (b) (6) and was host for the trivia event earlier that day assaulted and battered me in front of my wife, my coworkers and friends. When my head was turned towards the television screen, the subject grabbed my head with his hand from behind and forcefully shoved it towards his crotch multiple times while he moved his crotch in a manner mimicking the act of forced fellatio.

2. As I struggled to remove myself, I turned to glare at the subject and to discontinue his assault on me, instead of apologizing on the spot to me and my wife who saw his hand on my head when I struggled to move away, he simply said "what? Everyone was doing it." At that point my wife and I got up and left, and as we attempted to depart, another (b) (6) by the name of (b) (6) adding insult to injury muttered to me in passing: "lighten up man."

3. At the incident were the subject (b) (6) and his cohorts (b) (6) and (b) (6). Others included four other (b) (6) and their friends and spouses besides me and my wife. An estimated number of eleven people were on scene. (b) (6) and another couple arrived late and had barely been in the room ten minutes when subject assaulted me. At least one other person aside from my wife witnessed what happened and another told me afterwards that the subject told everyone after my wife and I had left that he did not touch me but was simply "grinding up" on me and that I got offended. Apart from eye witnesses, Big Echo karaoke rooms are equipped with cameras to prevent and report theft, vandalism, and other incidents such as subject's assault and battery of me that took place on Friday 24 October.

4. Not only did the subject commit assault and battery upon a fellow commissioned officer, his conduct is clearly unbecoming, and his behavior is without a doubt discrediting to any service of the United States of America. Over the weekend following his assault, the subject never contacted me to apologize. The only message I received was through (b) (6) who in turn received a message from a (b) (6) likely (b) (6) who said he was sorry if the subject had offended anyone and that subject's "humor" is "kinda crazy" (see attachment 1). I have never interacted, worked with, nor socialized with subject prior to his assault of me on 24 October 2014, thus I am not familiar with his "humor." Subject's actions are outrageous and unacceptable and he must be deterred from future offenses. Subject must be made to understand that actions demeaning and humiliating another individual let alone a fellow commissioned officer in front of his wife, coworkers and friends are not to be tolerated.

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ENCLOSURE (b)

ENCLOSURE (1)

Attachment 1:
Email message from (b) (6)

(b) (6)

ENCLOSURE (1)

Sent from my iPhone

Begin forwarded message:

From: (b) (6) <(b) (6)>
Date: (b) (6) at 1:57:35 PM GMT+9
To: "(b) (6)" <(b) (6)> "(b) (6)" <(b) (6)>
Subject: Message from (b) (6)
Reply-To: (b) (6) (b) (6)

(b) (6) three things... 1. Thanks for putting together last night. It was really fun.
<[https://www.facebook.com/\(b\) \(6\)](https://www.facebook.com/(b) (6))>
2. I'm sorry if (b) (6) offended anyone. I think he definitely offended your friend and he feels pretty bad. His sense of humor is kind of crazy.
<[https://www.facebook.com/\(b\) \(6\)](https://www.facebook.com/(b) (6))>

ENCLOSURE (c)
of
ENCLOSURE (1)

U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

INVESTIGATIVE ACTION

01NOV14

CONTROL: 30OCT14-FEOK-0571-8SMA

(b) (6)
(b) (6)
M/W/MO03/S/(b) (6) 18OCT80/(b) (6)

RESULTS OF INTERVIEW OF (b) (6)

(b) (6)

1. On 29OCT14.

(b) (6) Kadena Air Base, Okinawa, was interviewed at NCISRA Okinawa. MCB Camp Foster. Okinawa. by Reporting Investigator and (b) (6) (b) (6) Okinawa. (b) (6) active language is Japanese with limited English; therefore, (b) (6) acted as the interpreter during the interview. (b) (6) was interviewed after she was identified by (b) (6) as being present while he was assaulted at Big Echo, Chatan City, Okinawa.

2. As background, on 29OCT14, (b) (6) reported that at approximately 2200, 24OCT14, while at Big Echo Karaoke, Chatan City, Okinawa, Japan, with his spouse, several other USAF SJA Officers, their spouses and three U.S. Marine Corps Officers from LSSS, he was assaulted by (b) (6) who was one of the Marine Corps Officers at the Karaoke establishment. (b) (6) reported that (b) (6) grabbed him by the head with his hand and attempted to force (b) (6) head towards (b) (6) groin while (b) (6) was thrusting his pelvis back and forth to simulate fellatio.

3. (b) (6) stated on Friday, 24OCT14, she accompanied her husband (b) (6) to the Ocean Breeze Club, MCB Camp Foster, Okinawa, for a liaison and Trivia game between Marine lawyers and her husband's coworkers. After leaving the Ocean Breeze, a group of people decided to go to Ballywood Restaurant in American Village, Chatan City, Okinawa. (b) (6) stated she, (b) (6) and (b) (6) arrived at the restaurant at about 1900. (b) (6) stated there were about 9 people there total, half of them men and the other half women. (b) (6) stated 3 Marines were in the group of men and she met them earlier; r, the only Marine's whose name she recalled is (b) (6) She recalled his name because he was the master of the ceremonies at the trivia game earlier. (b) (6) stated they stayed at the restaurant until about 2030, at which time they were going to meet up at Big Echo karaoke Club. (b) (6) drove with (b) (6) and the (b) (6) to their homes so they could let their dogs out before going to the Karaoke Club.

4. (b) (6) stated when they arrived at the Karaoke Club, everyone else from the group at the restaurant was already there. (b) (6) and (b) (6) went inside the room and (b) (6) sat on the sofa near (b) (6) sat next to (b) (6) and on her other side was one of the other Marines. (b) (6) stated they were in room #18 at the Karaoke Club and the 3 Marines were passing the microphone around. (b) (6) stated she was watching the karaoke on tv when she suddenly felt her husband moving around very hard and he bumped into

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her. She looked to (b) (6) direction and saw (b) (6) had his hand o (b) (6) head and (b) (6) was moving his head back and away from him, at which time (b) (6) oved his hand. (b) (6) recalled that (b) (6) ad one of his legs up on and his knee . She stated (b) (6) leg was close to (b) (6) (b) (6) tated (b) (6) looked angry, he stood up and they left the karaoke room. (b) (6) stated they only had been there about 10 minutes.

5. (b) (6) stated once they left, (b) (6) told her that (b) (6) held his head near (b) (6) groin. (b) (6) did not see (b) (6) head by (h) (6) groin and that when (b) (6) bumped into her, he was already pulling his head away from (b) (6) and.

6. (b) (6) described (b) (6) as (b) (6) and he was wearing a bright pink color polo shirt and sandals. (b) (6) did not know the other Marines names and that day was the first day she met any of them. (b) (6) denied being touched inappropriately by anyone. (b) (6) could not provide any additional information.

BIOGRAPHICAL DATA

DOB: 25DEC82

POB: Toyama Prefecture, Kurobe City, Japan

SSN: (b) (6)

CITIZENSHIP: Japanese

Cellular Phone: (b) (6) (b) (6)

REPORTED BY: (b) (6)
OFFICE:

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03NOV14

CONTROL: 30OCT14-FEOK-0571-BSMA

(b) (6)
M/W/MOC

RESULTS OF CRIME SCENE EXAMINATION

BACKGROUND:

1. On 29Oct14, (b) (6) (b) (6) (b) (6) Kadena Air Base, Okinawa, reported that at approximately 2200, 24Oct14, while at Big Echo Karaoke, Chatan City, Okinawa, Japan, he was assaulted by (b) (6) (b) (6) reported that (b) (6) grabbed him by the head with his hand and attempted to force (b) (6) head towards (b) (6) groin while (b) (6) was thrusting his pelvis back and forth to simulate fellatio. Also present at karaoke were (b) (6) spouse, several other USAF SJA Officers, their spouses and two USMC Officers from LSSS.

JURISDICTION AND SEARCH AUTHORITY:

2. On 29SEP14 at approximately 1800, (b) (6) (b) (6) contacted (b) (6), General Manager, Big Echo Karaoke. (b) (6) provided verbal authorization to access karaoke room 18 where the alleged incident took place for documenting and photographing purposes.

SCENE SECURITY AND INITIAL OBSERVATIONS:

3. Big Echo Karaoke, 2-7-2 Mihama, Chatan-Cho Okinawa is located near American Village Chatan, Okinawa. The building has a red roof and a large red Big Echo sign in front. Karaoke room 18 is designed for 10-12 people and is located at the end of the right hallway when entering the front door and facing the front desk. The room contained (3) couches built into the wall that create a U shape. Two tables are located in the middle of the room and an entertainment center with TV is on the right as soon as you enter the room. This room is rented hourly and has been utilized multiple times since the incident occurred. (b) (6) provided a copy of the receipt for karaoke room 18 on 24Oct14. The receipt notates the room was reserved from 2111-2311. The receipt lists the room was reserved for (9) people the first hour and (6) people the second hour. Five beers and two mixed drinks containing Jim Beam are notated, however individual non-alcoholic beverages are not. The receipt does not list names or distinguish who paid for which beverage. Enclosure (A) pertains.

SCENE PROCESSING:

4. (b) (6) documented the scene from approximately 1810-1822. (b) (6) completed photographic coverage of the scene utilizing a Sony Cybershot camera. A representative sample of (8) photographs is appended as Enclosure (B). A CD containing all photographs is appended as Enclosure (C). A sketch of karaoke room 18 is appended as Enclosure (D).

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CONTROL:30OCT14-FEOK-0571-8SMA

03NOV14

SEIZURE OF EVIDENCE:

5. No items of evidentiary value were located or seized.

ENCLOSURE(s)

- (A) Copy of the receipt for Karaoke Room 18 on 24Oct14
- (B) Select photographs on NCIS template/29Oct14
- (C) CD containing all photographs/29Oct14
- (D) Sketch of Big Echo Karaoke Room 18/29Oct14

(b) (6)

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ACCESS HERETO. CONTENTS MAY NOT BE DISCLOSED TO THE PARTY(S) CONCERNED
WITHOUT SPECIFIC AUTHORIZATION FROM THE NAVAL CRIMINAL INVESTIGATIVE SERVICE

ENCLOSURE (1)

ENCLOSURE (1)

NAVAL CRIMINAL INVESTIGATIVE SERVICE
PHOTOGRAPH FORM



1. OFFICE CODE: NCIS Resident Agency Okinawa, Japan

2. TITLE:

(b) (6)

3. CCN:

30OCT14-FEOK-0571-8SMA

4. AGENT'S NAME:

(b) (6)

5. SUMMARY/DESCRIPTION:

Big Echo Karaoke Club, Chatan City, Okinawa, Japan

6. PHOTOGRAPHER/ DATE

PHOTO TAKEN:

(b) (6)

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PHOTOGRAPH (1)

ENCLOSURE (B)

NAVAL CRIMINAL INVESTIGATIVE SERVICE
PHOTOGRAPH FORM



1. OFFICE CODE: NCIS Resident Agency Okinawa, Japan

2. TITLE:
(b) (6)

3. GCN:
30OCT14-FEOK-0571-8SMA

4. AGENT'S NAME:
(b) (6)

5. SUMMARY/DESCRIPTION:

Hallway leading to Room 18, Big Echo Karaoke Club, Chatan City, Okinawa,
Japan

6. PHOTOGRAPHER/ DATE

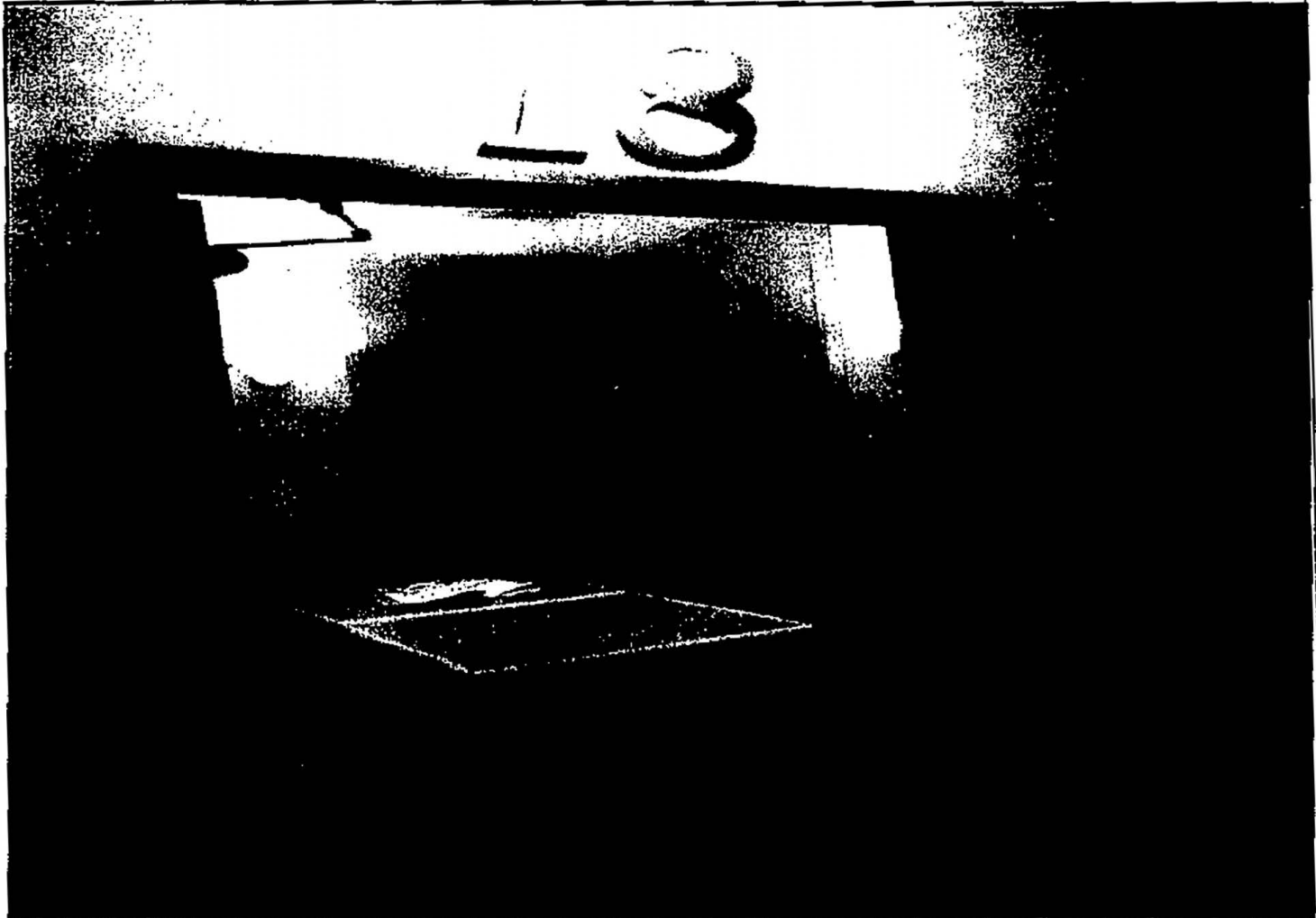
PHOTO TAKEN:
(b) (6)

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PHOTOGRAPH (2)

ENCLOSURE ()

NAVAL CRIMINAL INVESTIGATIVE SERVICE
PHOTOGRAPH FORM



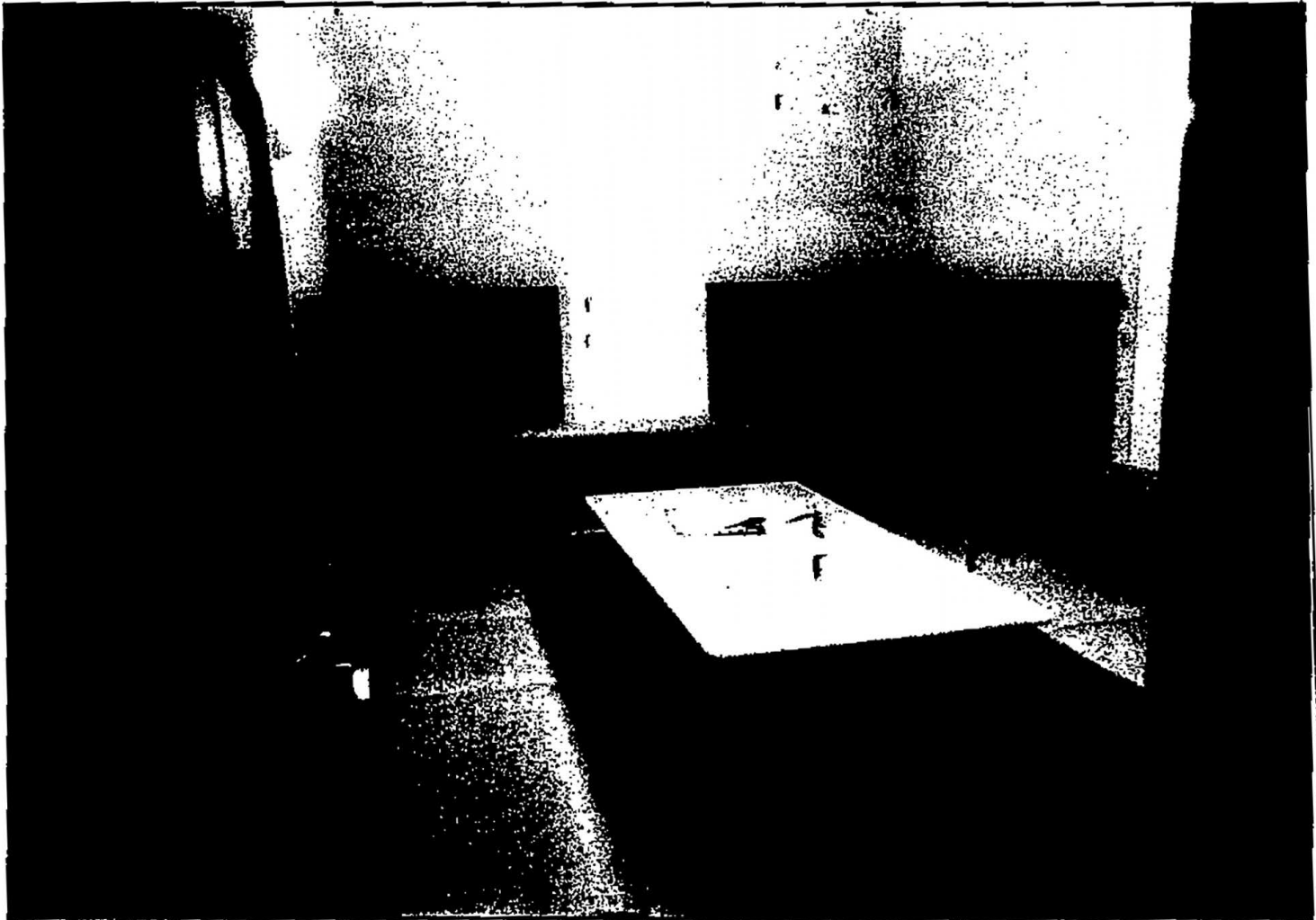
1. OFFICE CODE: NCIS Resident Agency Okinawa, Japan		
2. TITLE: (b) (6)	3. CCN: 30OCT14-FEOK-0571-8SMA	4. AGENT'S NAME: (b) (6)
5. SUMMARY/DESCRIPTION: Room 18, Big Echo Karaoke Club, Chatan City, Okinawa, Japan		6. PHOTOGRAPHER/ DATE PHOTO TAKEN: (b) (6)

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PHOTOGRAPH (3)

ENCLOSURE (1)

NAVAL CRIMINAL INVESTIGATIVE SERVICE
PHOTOGRAPH FORM



1. OFFICE CODE: NCIS Resident Agency Okinawa, Japan

2. TITLE:
(b) (6)

3. CCN:
30OCT14-FEOK-0571-8SMA

4. AGENT'S NAME:
(b) (6)

5. SUMMARY/DESCRIPTION:
Room 18, Big Echo Karaoke Club, Chatan City, Okinawa, Japan

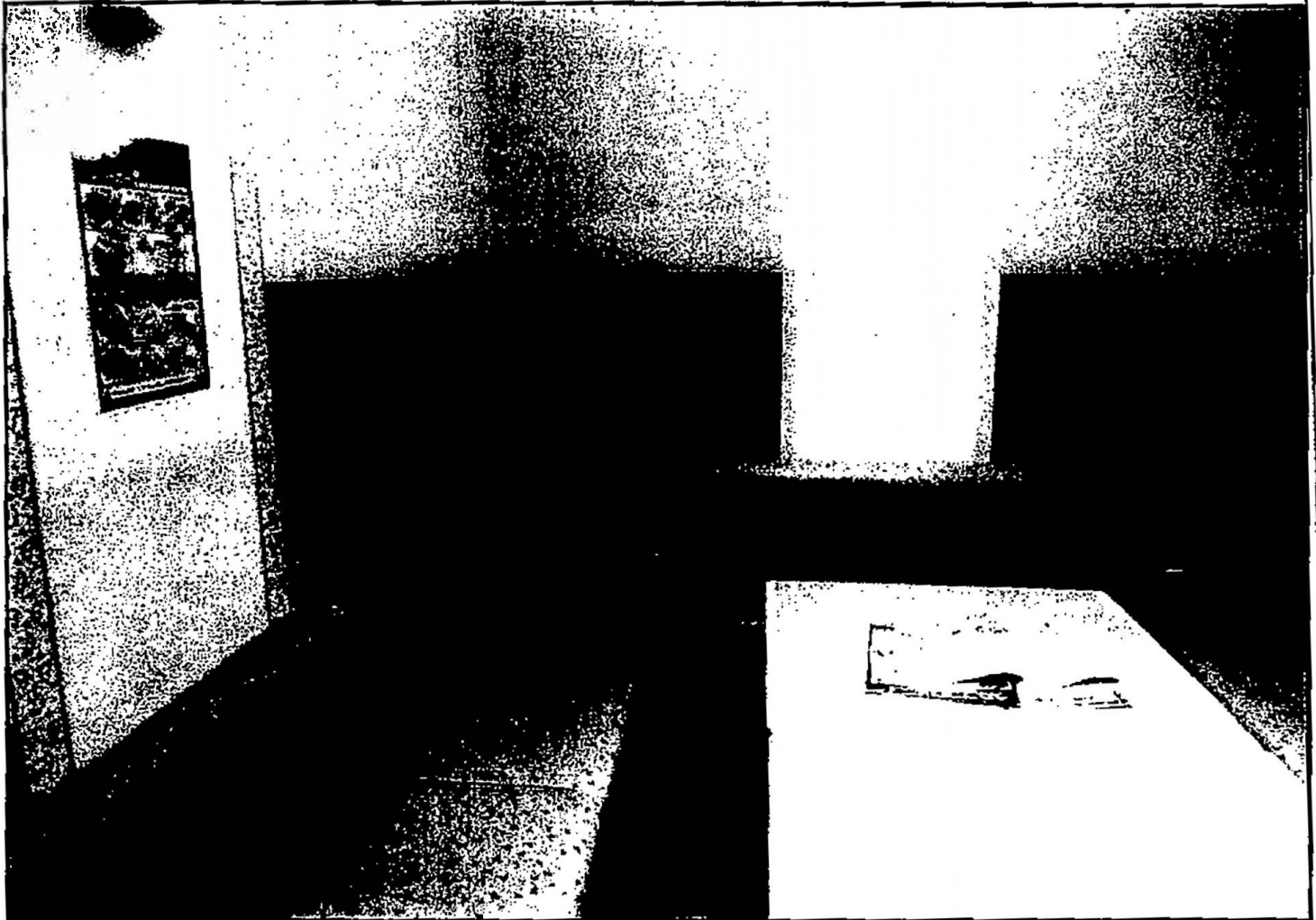
6. PHOTOGRAPHER/ DATE
PHOTO TAKEN:
(b) (6)

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PHOTOGRAPH (4)

ENCLOSURE (1)

NAVAL CRIMINAL INVESTIGATIVE SERVICE
PHOTOGRAPH FORM



1. OFFICE CODE: NCIS Resident Agency Okinawa, Japan

2. TITLE:
(b) (6)

3. CCN:
30OCT14-FEOK-0571-8SMA

4. AGENT'S NAME:
(b) (6)

5. SUMMARY/DESCRIPTION:
Room 18, Big Echo Karaoke Club, Chatan City, Okinawa, Japan

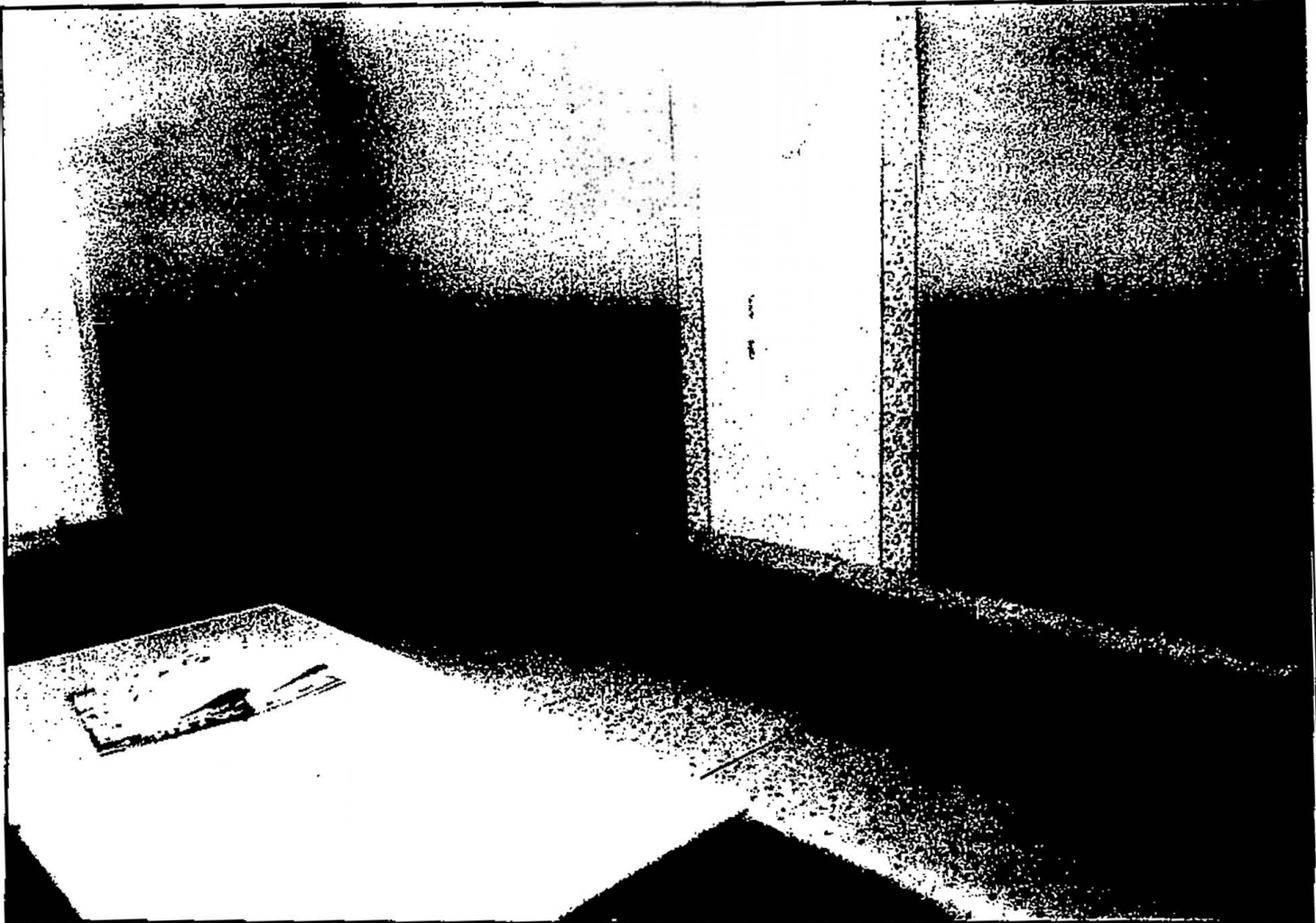
6. PHOTOGRAPHER/ DATE
PHOTO TAKEN:
(b) (6)

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PHOTOGRAPH (5)

ENCLOSURE (1)

NAVAL CRIMINAL INVESTIGATIVE SERVICE
PHOTOGRAPH FORM



1. OFFICE CODE: NCIS Resident Agency Okinawa, Japan

2. TITLE:
(b) (6)

3. CGN:
30OCT14-FEOK-0571-8SMA

4. AGENT'S NAME:
(b) (6)

5. SUMMARY/DESCRIPTION:
Room 18, Big Echo Karaoke Club, Chatan City, Okinawa, Japan

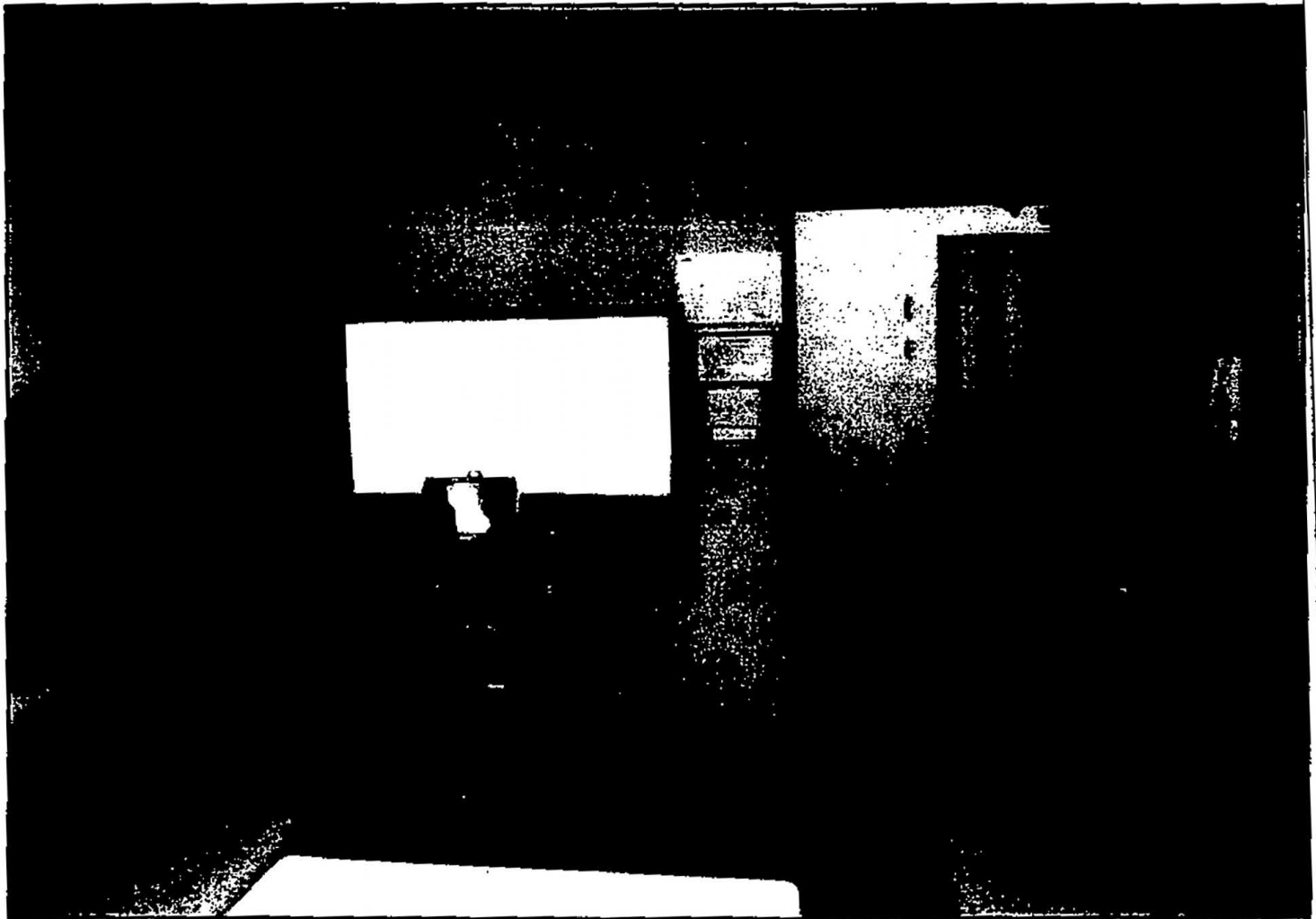
6. PHOTOGRAPHER/ DATE
(b) (6)

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PHOTOGRAPH (6)

ENCLOSURE (1)

NAVAL CRIMINAL INVESTIGATIVE SERVICE
PHOTOGRAPH FORM



1. OFFICE CODE: NCIS Resident Agency Okinawa, Japan		
2. TITLE: (b) (6)	3. CCN: 30OCT14-FEOK-0571-8SMA	4. AGENT'S NAME: (b) (6)
5. SUMMARY/DESCRIPTION: Room 18, Big Echo Karaoke Club, Chatan City, Okinawa, Japan		6. PHOTOGRAPHER/ DATE PHOTO TAKEN: (b) (6)

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PHOTOGRAPH (7)

ENCLOSURE (1)

NAVAL CRIMINAL INVESTIGATIVE SERVICE
PHOTOGRAPH FORM



1. OFFICE CODE: NCIS Resident Agency Okinawa, Japan

2. TITLE:
(b) (6)

3. CCN:
30OCT14-FEOK-0571-8SMA

4. AGENT'S NAME:
(b) (6)

5. SUMMARY/DESCRIPTION:
Room 18, Big Echo Karaoke Club, Chatan City, Okinawa, Japan

6. PHOTOGRAPHER/ DATE
PHOTO TAKEN:
(b) (6)

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PHOTOGRAPH (8)

ENCLOSURE (1)

(b) (6)

CCN: 30OCT14-FEOK-0571-8SMA

USMC

CD containing photographs of Big Echo Karaoke

ENCLOSURE (C)

of

ENCLOSURE (1.1)

CROSS REFERENCE SHEET

(Insert this behind the cover sheet)

The dossier **30OCT14FEOK05718SMA** on ^{(b) (6)}
(Case Control Number (CCN)) (Subject Name/Title)

Encl (C) contains the following additional material on

CD containing photographs of Big Echo Karaoke

(Subject of the additional material)

that has been retained in its original format and stored separately as specified below:

TYPE

LOCATION NUMBER

(To be completed by Code 11C13)

☐

Grand Jury

☐

X - Rays

☐

Video Tapes

☐

Audio Tapes

☐

Photographs (images of photographs

are contained in the electronic dossier,
actual photographs(s) from hard copy
dossier is/are filed separately.)

☐

Polygraph Material

☐

Source Envelope


☒

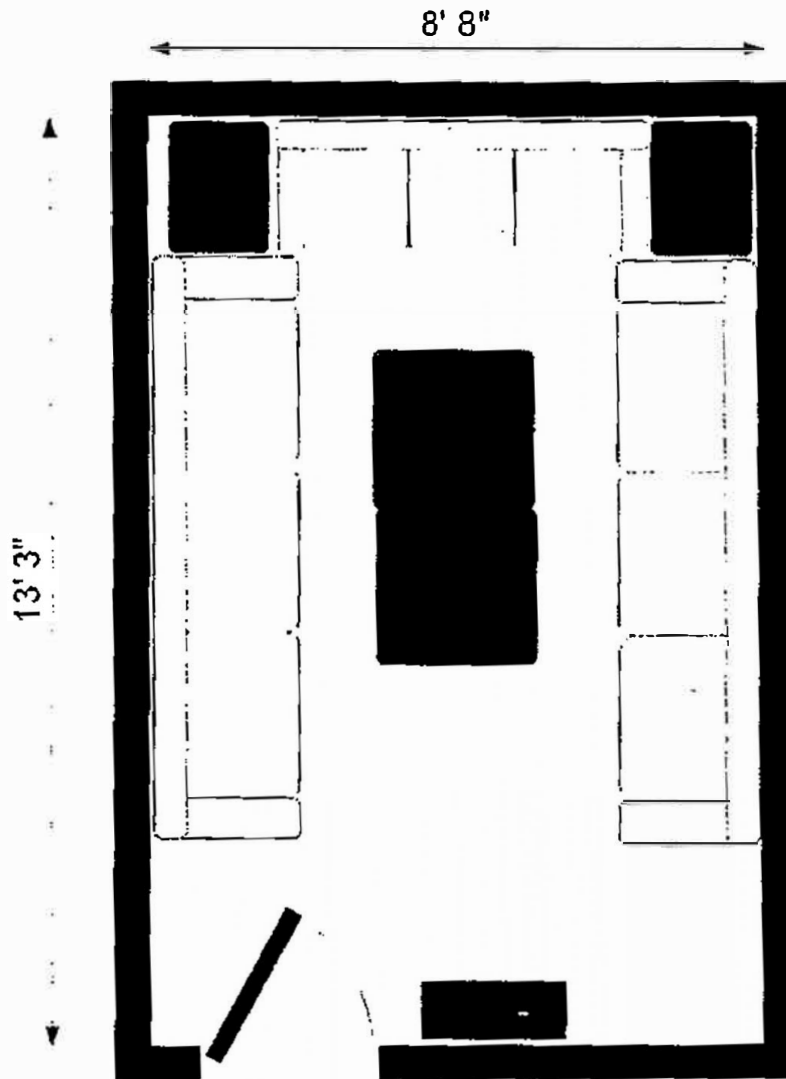
Other

1 - CD

(Description)

ENCLOSURE (\)

	Case Number: 30OCT14-FEOK-0571-8SMA	Date: 10/29/2014
	Location: Big Echo Karaoke Okinawa, Japan	
	DRAFTED BY: R. Gwozdz	



Big Echo Karaoke
2-7-2 Mihama Chatan-Cho, Okinawa
Room 18
Not To Scale

STATEMENT

Place : AFOSI, Kaduna Air Base, Okinawa
Date : 30 Oct 14

I, (b) (6), make the following free and voluntary statement to (b) (6) whom I know to be a Representative of the United States Naval Criminal Investigative Service. I make this statement of my own free will and without any threats made to me or promises extended. I fully understand that this statement is given concerning my knowledge of the incident at
entirement of

I am a white female. My date of Birth is (b) (6). I am assigned to (b) (6). I am an (b) (6). On 24 Oct 2014, I met my coworkers at Bollywood restaurant in American Village. We were having an office outing with some (b) (6). I was at the restaurant for about 20-30 minutes. I joined the group. After the food had arrived, I sat at a table with (b) (6) one marine (b) (6) and one female civilian. (b) (6) was (b) (6) and two other (b) (6) (b) (6). We left Bollywood and walked to Big Echo Karaoke Bar. During the walk, I was introduced to the other two Marines. I do not remember their names. One was wearing a reddish polo shirt tucked in and khakis. The other was wearing a white button-down shirt and shorts. At the karaoke bar, we were seated in a private room. There was a big-screen TV at the front of the room and bench-style seats that lined the other 3 walls. Some time after 2200 (I believe) (b) (6) and his wife (b) (6) Prior to that, we sang Karaoke. (b) (6) and his (b) (6) sat on the bench that was directly across from me. The marine in the reddish shirt was on (b) (6) right. I believe the song (b) (6) came on and the (b) (6) sang it together. Towards the beginning of the song, the (b) (6) in the reddish shirt began towards (b) (6) He was gyrating his hips. He danced extremely close to (b) (6) head. His crotch was level with (b) (6) head and could have been touching it. He continued with the gyrating motion until (b) (6) pushed him away. The encounter lasted 5-10 seconds. Then the Marine put his bare foot on the table in (b) (6) general direction. At this point (b) (6) and his wife got up and left. At the conclusion of the song, the Marine in the reddish shirt told us he was sorry if he offended our friend. He and one of the

Continuation of Statement of

other marines left the room for about ten minutes. When they returned, they said they were going to leave. The marine in the reddish shirt again asked us to tell our friend that he was sorry if he had offended him. After that, the two Marines left. LMW

NOT USED
LMW

LMW

Continuation of Statement of (b) (6)

This statement, consisting of this page and 2 other page(s) was written by me and is the truth to the best of my knowledge and belief.


(b) (6)

Signature

Sworn to and subscribed before me this

 in the year 2014 at

(b) (6)


Representative, Naval Criminal Investigative Service
AUTH: DERIVED FROM ARTICLE 136,
UCMJ (10 U.S.C. 936) AND 5 U.S.C. 303

Witness

3 of 3 LMD

ENCLOSURE (1)

STATEMENT

Place : AFOST Kadena, Okinawa
Date : 30 Oct 14

I, (b) (6), make the following free and voluntary statement to (b) (6) whom I know to be a Representative of the United States Naval Criminal Investigative Service. I make this statement of my own free will and without any threats made to me or promises extended. I fully understand that this statement is given concerning my knowledge of events that occurred on 24 Oct 14

My name is (b) (6) I am a (b) (6) in the Air Force assigned to Kadena AB, Okinawa, Japan. I am a (b) (6) My Date of Birth is (b) (6)
On Friday, 24 Oct 14, there was a (b) (6) "Trivia Night" at Camp Foster Ocean Breeze "Dark Side" that would begin @ 1600. I got stuck @ the office so was late and showed up @ 1630-1645 with my husband. (b) (6) After trivia ended, around 1800 or so, we

(b) (6) spouses had plans to go eat dinner @ Bollywood Dreams in American Village & then karaoke. My husband & I went home to let our dog out & then picked up (b) (6) on our way to dinner. At dinner was: myself, my husband, (b) (6)

(b) (6) only know/remember a (b) (6) and another guy who went to law school up late. There was (b) (6) don't know her name.

also another girl who came w/ the (b) (6) Nothing unusual happened at dinner; some people were drinking but I don't know how much or specifically whom I know my husband & (b) (6) don't know how much that was but believe they were. After dinner, we walked to "Big Echo" Karaoke; all of us at dinner, minus the (b) (6) were going to let their dogs out & meet us @ Big Echo later. When we arrive @ Big Echo, we get a room. (b) (6) ordered a round of beers & (b) (6) I drank beer. None of the

(b) (6) drank beer at karaoke. The (b) (6) behavior during this time didn't stick out as being weird; they were all loud, but I don't know if it was attributed to drinking or their

(b) (6)

Continuation of Statement of _____

normal personality eventually, (maybe 40 mins later) the
(b) (6) show up. The Karaoke room has long benches
in a "U" shape. I was sitting on the right side bench.
There was one (b) (6) on the edge (next to the TV)
& he was singing, (b) (6) next to him, (b) (6)
another (b) (6) myself & then my husband. The (b) (6)
(b) (6) next to (b) (6) was also singing. I looked over &
saw the (b) (6) sitting next to (b) (6) with his leg
on the couch, back to me facing (b) (6) & the singing person
was toward (b) (6). I do not know if he was touching
(b) (6) or if his hips or hands were touching him.
I only observed this for a few seconds & stopped paying
attention; although I thought it was out of the blue. I covered
(b) (6) face. After that "humping" incident happened,
(b) (6) got up & abruptly left; they waved goodbye. At
first I thought they were just going to the bathroom but then
when they didn't come back, I knew they left. I realized it was
due to this incident. 5-10 mins. later the (b) (6)
left. Before they left the (b) (6) said "I feel your friend
sorry". This was the (b) (6) who was thrusting into (b) (6)
Another (b) (6) [the one who went to law school up. (b) (6)
asked if our friend was offended and I said, "well, no
friend did him in the face." The (b) (6) who
did this to (b) (6) was either (b) (6) or (b) (6). He had a pink
shirt, I believe once the (b) (6) left, the girl with them
left 20 mins later & the rest of us stayed until almost
midnight. My husband & I gave the (b) (6) a ride home
b/c the (b) (6) left & they were their ride.
~~nothing further.~~

(b) (6)

Continuation of Statement of _____

This statement, consisting of this page and 2 other page(s) was written by me and is the truth to the best of my knowledge and belief.

(b) (6)

Signature: _____

Sworn to and subscribed before me this 30th day of October in the year 2014 at
1052

(b) (6)

Witness _____

U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

INVESTIGATIVE ACTION

31OCT14

CONTROL: 30OCT14-FEOK-0571-8SMA

(b) (6)
M/W/M003/S/(b) (6) (b) (6)

RESULTS OF INTERVIEW OF (b) (6)

USAF

1. On 30Oct14, (b) (6) as interviewed by (b) (6) (OST) detachment aboard Kadena Air Base (KAB), Okinawa, Japan. (b) (6) confirmed she attended a liaison function with various USAF and USMC personnel on 24Oct14. (b) (6) stated she attended law school with (b) (6) USMC; however, she did not know any of the other USMC legal personnel.

2. As background, on 29Oct14, (b) (6) reported that at approximately 2200, 24Oct14, while at Big Echo Karaoke, Chatan City, Okinawa, Japan, with his spouse, several other USAF SJA Officers, their spouses and three U.S. Marine Corps Officers from LSSS, he was assaulted by (b) (6) who was one of the Marine Corps Officers at the Karaoke establishment. (b) (6) reported that (b) (6) grabbed him by the head with his hand and attempted to force (b) (6) head towards (b) (6) groin while (b) (6) was thrusting his pelvis back and forth to simulate fellatio.

3. (b) (6) identified the following individuals as present at the social gathering, which began at the Ocean Breeze aboard Camp Foster:
(b) (6)

4. (b) (6) stated (b) (6) hand works at the Marine Air Group (MAG) and his callsign is (b) (6) (b) (6) and her husband are (b) (6) in a c(b) (6) Okinawa, Japan, but (b) (6) does not know their names. (b) (6) stated (b) (6) as not present at the social gathering on this evening.

5. (b) (6) advised trivia at the Ocean Breeze began at 1600. (b) (6) (b) (6) advised she did not consume alcohol; however, approximately half the group did. According to (b) (6) were each having some sort of mixed drink, (b) (6) was drinking Sprite, and (b) (6) was consuming a mixed drink. (b) (6) related (b) (6)

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EXHIBIT (6)

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05 12

U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

CONTROL:30OCT14-FEOK-0571-8SMA

31OCT14

(b) (6) were sitting at her table. (b) (6) explained (b) (6)
(b) (6) and a (b) (6) who works with
(b) (6) was sitting at another table. According to (b) (6)
(b) (6) and two other unknown individuals were
sitting at a separate table.

6. According to (b) (6) she drove to her residence, and (b) (6)
arrived and transported her and (b) (6) to Bollywood, a restaurant in American
Village, Okinawa. (b) (6) explained (b) (6) drove (b) (6) and (b) (6)
(b) (6) rode with them. (b) (6) related she arrived at
Bollywood between approximately 1900-1915. (b) (6) stated she met (b) (6)
(b) (6) at Bollywood, as she was not previously present at the
Ocean Breeze. (b) (6) stated she consumed two glasses of red wine with
dinner, and a Marine wearing a white shirt (NFI) consumed only water. (b) (6)
(b) (6) stated other individuals (NFI) consumed beer (NFI). (b) (6)
stated she was (b) (6) Echo, a Karaoke establishment which was located
nearby, and (b) (6) and (b) (6) did not walk there with her.

7. (b) (6) related she arrived at Big Echo at approximately 2130,
24Oct14, and a Karaoke room was obtained for two hours. (b) (6) stated
she went and retrieved sodas. (b) (6) stated she consumed soda, while
(b) (6) had coffee. (b) (6) stated she observed a beer on the
table (NFI) and she believed the (b) (6) were consuming beer (NFI). (b) (6)
(b) (6) maintained she did not observe any (b) (6) person
alcoholic beverages at Big Echo. (b) (6) advised (b) (6)
(b) (6) arrived late. (b) (6) provided a drawing which
depicted where individuals were sitting at Big Echo, Enclosure (A) pertains.

(b) (6)
8. (b) (6) stated there were three Marines at Big Echo, (b) (6) a
Marine wearing a white shirt (NFI) and a Marine wearing a red shirt (NFI).
(b) (6) stated nothing unusual occurred at Big Echo and everyone was
enjoying Karaoke. According to (b) (6) walked out,
and the Marines wearing the red and white shirts were dancing in a sexual
manner, and moving their hips. (b) (6) maintained she did not observe (b) (6)
what occurred which caused (b) (6) to depart. According to (b) (6)
(b) (6) became upset because they were dancing
too close to them (NFI). (b) (6) stated one (b) (6) (NFI) walked out,
which (b) (6) assumed was to apologize; however, the Marine did not say
anything. (b) (6) stated Karaoke continued, and she departed
approximately thirty minutes after the Marines, who all departed at the same
time. (b) (6) stated (b) (6) drove her home.

9. (b) (6) stated (b) (6) sent her a Facebook message apologizing.
which said (b) (6) (NFI) sense of humor was crazy. (b) (6) provided (b) (6)
copy of this message, which she confirmed she received, Enclosure
pertains. (b) (6) stated she was informed by (b) (6) on 29Oct14 that
she had to go to OSI regarding something that occurred afterwards (NFI).

BIOGRAPHICAL INFORMATION

DOB: (b) (6)

POB:

SSN:

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ENCLOSURE (1)

U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE
CONTROL: 30OCT14-FEOK-0571-8SMA

31OCT14

Cellular Telephone: (b) (6)
Email: Sarah.R(b) (6)

ENCLOSURE(S)

- (A) Drawing made by (b) (6)
Seating Arrange
- (B) Facebook message/25OCT14

of Big Echo Karaoke

(b) (6)

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WITHOUT SPECIFIC AUTHORIZATION FROM THE NAVAL CRIMINAL INVESTIGATIVE SERVICE

ENCLOSURE (1)

300CT14-FEOK-0571-8SMA

Sketch by: (b) (6)

(b) (6)

300CT14-FEOK-0571-8SMA

ENCLOSURE (A)
ENCLOSURE (1)

Sent from my iPhone

Begin forwarded message:

From: Sarah Rogers <(b) (6)>
Date: (b) (6) at 1:57:35 PM GMT+9
To: "(b) (6)" <(b) (6)> "(b) (6)"
<michael.(b) (6)> (b) (6) <(b) (6)>
Subject: Message from the (b) (6)
Reply-To: Sarah Rogers <(b) (6)>

He (b) (6) three things... 1. Th (b) (6) g together last night. It was really fun.
<<https://www.facebook.com/> (b) (6) >
2. I'm sorry if (b) (6) ffended anyone. I think he definitely offended your friend and he feels
pretty bad. His sense of humor is kind of crazy.
<https://www.facebook.com (b) (6) >

ENCLOSURE (B)
ENCLOSURE (1)

U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

INVESTIGATIVE ACTION

01NOV14

CONTROL: 30OCT14-FEOK-0571-8SMA

(b) (6) (b) (6)
M/W/MCO3/S/(b) (6) 18OCT80/(b) (6)

RESULTS OF INTERVIEW OF (b) (6)

1. On 30Oct14, (b) (6)
(b) (6) Kadena Air Base, Okinawa.
(b) (6) was interviewed at AFOSI, Kadena Air Base, Okinawa. after being
identified as a (b) (6) he assault of (b) (6)
(h) (6) USAF, (b) (6) Kadena Air Base, by (b) (6)
(b) (6) (b) (6) USMC, (b) (6) MCB Camp
Foster, Okinawa. The interview was conducted by (b) (6) and
(h) (6)
2. As background, on 29Oct14, (b) (6) reported that at approximately 2200,
24Oct14, while at Big Echo Karaoke, Chatan City, Okinawa, Japan, with his
spouse, several other USAF SJA Officers, their spouses and three U.S. Marine
Corps Officers from LSSS, he was assaulted by (b) (6) who was one of the
Marine Corps Officers at the Karaoke establishment. (b) (6) reported that
(b) (6) grabbed him by the head with his hand and attempted to force
(b) (6) head towards (b) (6) groin while (b) (6) was thrusting his pelvis
back and forth to simulate fellatio.
3. (b) (6) stated earlier in the evening he attended a Trivia liaison event
with his spouse, (b) (6) at the Ocean Breeze Club, MCB Camp
Foster, Okinawa. The liaison event was between members of USAF 18th Wing
(b) (6) and (b) (6) MCB Camp Foster. (b) (6) stated after
the liaison event some of the personnel decided to go to Ballywood
Restaurant in American Village, Chatan City, Okinawa and then later go to
Big Echo Karaoke, Chatan City, Okinawa.
4. (b) (6) stated that while at Ballywood Restaurant, the following people
were there: (b) (6) and his spouse, (b) (6)
(b) (6) (b) (6) who he met earlier in the evening and
identified him as one of the (b) (6) (b) (6) who was the master of
ceremonies at the Trivia Liaison and another (b) (6) whom (b) (6)
identified as (b) (6) (b) (6) stated the 3rd Ma se name he does
not recall showed up at the restaurant with a date. (b) (6) ted he did not
see anything unusual or inappropriate while at dinner. (b) (6) escribed the
conversation as cordial and described (b) (6) as pr funny and that
they appeared to be close friends. (b) (6) stated they were at the restaurant
for about 1 - 1 1/2 hours before the group walked to Big Echo KARAOKE.
5. (b) (6) stated while at the Karaoke (b) (6) Yuri and the GROWER's came in

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a little later than everyone else. (b) stated (b)(6) and his wife were not there very long and then they got up and left. (b) did not see anything inappropriate prior to them leaving. (b) stated after (b)(6) and (b)(6) left, (b) said he was sorry if he offended him and then the three Marine Officers stepped out of the Karaoke room, walked back in to say goodbye and then they left. (b) denies seeing (b) grab (b)(6) head and pulling it towards his groin.

6. (b) state he was drinking while at the Karaoke club and he believed the Marines were drinking as well, because there was beer in front of them. (b) also stated that (b)(6) was drinking while at the Karaoke club. (b) could not provide any additional information.

BIOGRAPHICAL DATA

DOB: (b)(6)

POB: (b)(6)

SSN: (b)(6)

CELLULAR PHONE: (b)(6) 4167

PARTICIPANT

Special Agent (b)(6) , NCISRA Okinawa

REPORTED BY: (b)(6) , Investigator
OFFICE: RESIDENT AGENCY OKINAWA

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ENCLOSURE (1)

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S/(b) (6) USMC
(b) (6)

RESULTS OF INTERVIEW OF (b) (6) , USMC

1. As background, on 29Oct14, (b) (6) , USAF, 18TH Wing (b) , Kadena Air Base, Okinawa, reported that at approximately 2200, 24Oct14, while at Big Echo Karaoke, Chatan City, Okinawa, Japan, he was assaulted by (b) (6) (b) (6) reported that (b) (6) grabbed him by the head with his hand and attempted to force (b) (6) head towards (b) (6) groin while (b) (6) was thrusting his pelvis back and forth to simulate fellatio. Also present at karaoke were (b) (6) spouse, several other USAF (b) Officers, their spouses and two USMC Officers from (b) .
2. On 30Oct14, Reporting Agent (RA) attempted to interview (b) (6) (b) (6) , USMC, (b) at NCIS Camp Foster, Okinawa regarding his observations on 24Oct14. (b) (6) advised he was not willing to provide a verbal/written statement or participate in this investigation. (b) (6) then terminated the interview.

REPORTED BY: (b) (6) , Special Agent
OFFICE: RESIDENT AGENCY OKINAWA

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ENCLOSURE (1)

U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

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CONTROL: 30OCT14-FEOK-0571-8SMA

(b) (6) USMC
(b) (6)

RESULTS OF INTERVIEW OF (b) (6) , USMC

1. As background, on 29Oct14, (b) (6) , USAF, 18TH Wing (b) , Kadena Air Base, Okinawa, reported that at approximately 2200, 24Oct14, while at Big Echo Karaoke, Chatan City, Okinawa, Japan, he was assaulted by (b) (6) (b) (6) reported that (b) (6) grabbed him by the head with his hand and attempted to force (b) (6) head towards (b) (6) s groin while (b) (6) was thrusting his pelvis back and forth to simulate fellatio. Also present at karaoke were (b) (6) spouse, several other USAF (b) Officers; their spouses and two USMC Officers from (b) .
2. On 30Oct14, Reporting Agent (RA) and Inv. (b) (6) attempted to interview (b) (6) , USMC, (b) at NCIS Camp Foster, Okinawa regarding his observations on 24Oct14. (b) (6) advised he was not willing to provide a verbal/written statement or assist in this investigation. (b) (6) then terminated the interview.

REPORTED BY: (b) (6) , Special Agent
OFFICE: RESIDENT AGENCY OKINAWA

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ENCLOSURE (1)

U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

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CONTROL: 30OCT14-FEOK-0571-8SMA

(b) (6)

TICM

(b) (6)

RESULTS OF INTERVIEW OF (b) (6)

1. As background, on 29Oct14, (b) (6), USAF, 18TH Wing (b) (6), Kadena Air Base, Okinawa, reported that at approximately 2200, 24Oct14, while at Big Echo Karaoke, Chatan City, Okinawa, Japan, he was assaulted by (b) (6). (b) (6) reported that (b) (6) grabbed him by the head with his hand and attempted to force (b) (6) head towards (b) (6) groin while (b) (6) was thrusting his pelvis back and forth to simulate fellatio. Also present at karaoke were (b) (6) spouse, several other USAF (b) Officers, their spouses and two USMC Officers from (b) (6).

2. On 31Oct14, Reporting Agent (RA) and Inv. (b) (6) attempted to interview (b) (6) at NCIS Camp Foster, Okinawa. Upon advisement of his Article 31b rights, (b) (6) requested an attorney and terminated the interview. Enclosure (A) pertains. This interview was audio/video recorded using the Case Cracker system. A DVD download of the interview was placed in the NCISRA Okinawa evidence system under log number 464-14. (b) (6) fingerprints and mug shot photographs were obtained via Livescan under TCN FEOKF0000000477.

ENCLOSURE(S)

(A) Military Suspects Acknowledgement and Waiver of Rights/31Oct14

REPORTED BY: (b) (6), Special Agent
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of
ENCLOSURE (1)

MILITARY SUSPECT'S ACKNOWLEDGEMENT AND WAIVER OF RIGHTS

Place: NCISRA Okinawa
Date: 31 Oct 14

I, _____ (b) (6), have been
advised by Special Agent (b) (6) that I am
suspected of Art. 120 - Abusive Sexual Contact
Art 128 - Assault

I have also been advised that:

- (1) I have the right to remain silent and make no statement at all;
- (2) Any statement I make can be used against me in a trial by court-martial or other judicial or administrative proceeding;
- (3) I have the right to consult with a lawyer prior to any questioning. This lawyer may be a civilian lawyer retained by me at no cost to the United States, a military lawyer appointed to act as my counsel at no cost to me, or both;
- (4) I have the right to have my retained lawyer and/or appointed military lawyer present during this interview; and
- (5) I may terminate this interview at any time, for any reason.

I understand my rights as related to me and as set forth above. With that understanding, I have decided that I do not desire to remain silent, consult with a retained or appointed lawyer, or have a lawyer present at this time. I make this decision freely and voluntarily. No threats or promises have been made to me.

Terminated Lawyer
0923

Signature : _____

Date & Time: _____

(b) (6)

Witnessed:
(b) (6)

At this time, I, _____, desire to make the following voluntary statement. This statement is made with an understanding of my rights as set forth above. It is made with no threats or promises having been extended to me.

ENCLOSURE (A)

U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

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(b) (6)

USMC

(b) (6)

RESULTS OF ARRESTEE DNA FOR SUBMISSION INTO CODIS

1. As background, on 29Oct14, (b) (6) , USAF, 18TH Wing (b) , Kadena Air Base, Okinawa, reported that at approximately 2200, 24Oct14, while at Big Echo Karaoke, Chatan City, Okinawa, Japan, he was assaulted by (b) (6) (b) (6) reported that (b) (6) grabbed him by the head with his hand and attempted to force (b) (6) head towards (b) (6) groin while (b) (6) was thrusting his pelvis back and forth to simulate fellatio. Also present at karaoke were (b) (6) s spouse, several other USAF (b) Officers, their spouses and two USMC Officers from (b) .
2. On 31Oct14, a sample of (b) (6) Deoxyribonucleic Acid (DNA) was collected for entry into CODIS. At approximately 0927, (b) (6) was provided with a copy of the Privacy Act Statement and gold notification card. (b) (6) DNA was collected at approximately 0938 utilizing kit number 142033.

REPORTED BY: (b) (6) , Special Agent
OFFICE: RESIDENT AGENCY OKINAWA

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ENCLOSURE (11)

**U.S. ARMY CRIMINAL INVESTIGATION LABORATORY
DNA DATABASE COLLECTION CARD**

(1) Offender Full Name:

Last (b) (6)

First (b) (6)

Middle (b) (6)

QC

(2) Offender Branch (circle): Army Navy Air Force Marine Corps CG Civilian

(3) Offender Soc. Sec. No.: (b) (6)

(5) Gender

(b) (6)

(4) Offender Date of Birth (mm/dd/yyyy):

b

(6) Submitting Agency Information:

Agency Name: NCIS

Location/Installation: Camp Foster, Okinawa

POC email: (b) (6)

POC Tel: (b) (6)

(7) Offender/Arrestee
Right Index Fingerprint

(b) (6)

(8) Person in Block 1 is a (check one): **Convicted Offender** ☐ **Arrestee** ☒

If arrestee, have charges been preferred? Yes _____ No /

If in pre-trial confinement, has the commander's written RCM 305(h)(2)(c) memo been completed? Yes _____ No /

List collection offenses: (List additional offenses on the back.)

Article/Civ. Code Sub-article Offense Name

120 Abusive Sexual Contact

128 Assault

(9) Correctional Facility, DCIO or Command Representative:

Printed Name: (b) (6) Title: S.A.

I attest that I performed collection of oral sample from and the finger printing of the individual identified on this card, and that the individual's last name (block 1) and SSN (block 3) were written on the back of the oral sample card. I attest that the individual qualifies for collection as a military convicted offender or arrestee, and that probable cause coordination was made with the OSJA. I further attest that I gave him/her the notification card and Privacy Act Statement informing him/her that he/she may petition for expungement in the event his/her conviction for the qualifying military offense(s) is/are overturned (convicted offender) or the charges against him/her did not result in a conviction (arrestee).

(b) (6)

Signature: _____

Date: _____

For USACIL

Kil # _____

Affix Bar Code Here

(10) Sample Received By: _____

Date: _____

DAAGCSYDCC 6 003

ENCLOSURE (A)

ENCLOSURE (1)

INVESTIGATIVE ACTION

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RESULTS OF CRIMINAL HISTORY AND DATABASE CHECKS OF (b) (6)

- ENCLOSURE (1)

U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

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01NOV14

CONTROL: 30OCT14-FBOK-0571-8SMA

(b) (6) USMC
(
h

RESULTS OF CRIMINAL HISTORY AND DATABASE CHECKS OF (b) (6)

1. On 31Oct14, Reporting Investigator (RI) requested criminal history and database records checks for (b) (6), USAF, 18TH WING (b) , Kadena Air Base, Okinawa.
2. As background, on 29Oct14, (b) (6) reported that at approximately 2200, 24Oct14, while at Big Echo Karaoke, Chatan City, Okinawa, Japan, with his spouse, several other USAF (b) Officers, their spouses and three U.S. Marine Corps Officers from (b) , he was assaulted by (b) (6) who was one of the Marine Corps Officers at the Karaoke establishment. (b) (6) reported that (b) (6) grabbed him by the head with his hand and attempted to force (b) (6) head towards (b) (6) groin while (b) (6) was thrusting his pelvis back and forth to simulate fellatio.
3. Criminal history and database records checks were conducted utilizing the following: NCIC, KNET, DPS, JPAS, DCII, DDEX and CLEOC. There were no derogatory records pertaining to (b) (6)

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

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CONTROL: 30OCT14-FEOK-0571-8SMA

(b) (6) USMC
(b) (6)

RESULTS OF INTERVIEW OF (b) (6)

1. As background, on 29Oct14, (b) (6), USAF, 18TH Wing (b) (6), Kadena Air Base, Okinawa, reported that at approximately 2200, 24Oct14, while at Big Echo Karaoke, Chatan City, Okinawa, Japan, he was assaulted by (b) (6). (b) (6) reported that (b) (6) grabbed him by the head with his hand and attempted to force (b) (6) head towards (b) (6) groin while (b) (6) was thrusting his pelvis back and forth to simulate fellatio. Also present at karaoke were (b) (6) spouse, several other USAF (b) Officers, their spouses and two USMC Officers from (b) (6).

2. On 31Oct14, (b) (6) was interviewed by Reporting Agent and Inv. (b) (6) at NCIS Camp Foster, Okinawa regarding her observations on 24Oct14. (b) (6) stated she attended the trivia event at Oceanbreeze Camp Foster, Okinawa with her husband (b) (6), USAF, additional USAF (b) personnel and USMC (b) personnel. (b) (6) stated following the trivia she and her husband went to dinner at Bollywood Dreams Restaurant American Village. (b) (6) advised she and her husband rode in the same vehicle as (b) (6). (b) (6) and (b) (6). (b) (6) suspects they arrived at dinner at approximately 1830. (b) (6) stated the other individuals arrived at dinner at approximately 1930. (b) (6) described (b) (6) and (b) (6), (b) (6), a female named (b) (6) (LNU) and (3) USMC male (b) (6) as attending dinner. (b) (6) was unsure of the USMC (b) (6) names but described one as (b) (6), one as the master of ceremonies (MC) from trivia (b) (6) and one as a taller white male. (b) (6) does not recall any unusual behavior at dinner and had limited interaction with the USMC personnel.

3. After dinner at around 2100, all individuals from dinner went to Big Echo Karaoke in American Village. (b) (6) stated she, (b) (6), (b) (6) and (b) (6) went back to their residence to let their dogs out first and met everyone at karaoke at approximately 2200. (b) (6) stated she sat next to (b) (6), (b) (6), (b) (6) and (b) (6). (b) (6) described the middle couch as being occupied by (b) (6) and (b) (6) and the other couch as containing (b) (6), USMC individual that was the MC at trivia (b) (6), (b) (6), (b) (6), and the taller USMC individual. Immediately upon arriving (b) (6) noticed all 3 USMC individuals had alcohol in front of them and were violating policy. Shortly after arriving, (b) (6) and (b) (6) got up suddenly and advised they were leaving. (b) (6) did not see anything leading up to their departure or observe an incident between (b) (6) and (b) (6). (b) (6) was surprised (b) (6) and (b) (6) were leaving as they were her and (b) (6) ride home. After (b) (6) and (b) (6) departed, (b) (6) recalled (b) (6) saying, "I think I offended your friend." (b) (6)

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stated (b) (6) and the other (2) USMC personnel left the karaoke room shortly after (b) (6) and (b) (6) for a few minutes and then returned briefly to say goodbye. (b) (6) stated (b) (6) and the other (2) USMC personnel then departed. (b) (6) departed a few minutes later and the remaining USAF personnel and their spouses stayed at karaoke until approximately 2300. (b) (6) recalled the group discussing the events that led to (b) (6) leaving suddenly. (b) (6) stated she was told an incident took place involving (b) (6) and (b) (6). (b) (6) has not had any contact with (b) (6) or the other USMC personnel since that evening. (b) (6) recalled an email being sent from one of the USMC personnel to (b) (6) saying sorry about last night. (b) (6) did not provide any additional information.

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

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(b) (6) USMC
(b) (6)

RESULTS OF SRB REVIEW OF (b) (6)

1. On 03Nov14, Reporting Investigator (RI) reviewed the Service Record Book (SRB) of (b) (6), USMC, HQSVCBN, MCB Camp S.D. Butler, Okinawa. The review was conducted utilizing the Defense Personnel Records Information Retrieval System (DPRIS).

2. As background, on 29Oct14, (b) (6), USAF, 18TH Wing (b) (6), Kadena Air Base, Okinawa, reported that at approximately 2200, 24Oct14, while at Big Echo Karaoke, Chatan City, Okinawa, Japan, with his spouse, several other USAF (b) (6) Officers, their spouses and three U.S. Marine Corps Officers from (b) (6), he was assaulted by (b) (6) who was one of the Marine Corps Officers at the Karaoke establishment. (b) (6) reported that (b) (6) grabbed him by the head with his hand and attempted to force (b) (6) head towards (b) (6)'s groin while (b) (6) was thrusting his pelvis back and forth to simulate fellatio.

3. As a result of the SRB review the following information was obtained:

Name: (b) (6)
DOB: (b) (6)
POB: (b) (6)
SSN: (b) (6)
HEIGHT: (h)
WEIGHT: (h)
EYE COLOR: (b) (6)
HAIR COLOR: (b) (6)

HOME OF RECORD: (b) (6)
Former Address: not listed
Phone Number: (b) (6)

PARENTS NAME: (b) (6)
PARENTS ADDRESS: (b) (6)
(b) (6)
SIBLING NAMES: None listed
DEPENDENTS: None listed
SGLI BENEFICIARIES: (b) (6)

SCORE ON ARMED FORCES IQ TEST: Not listed
CRIMINAL HISTORY (SELF REPORTED): (b) (6)

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ENCLOSURE 11

U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE
CONTROL: 30OCT14-FEOK-0571-8SMA

03NOV14

(b) (6)
DRUG WAIVER: (b)

EDUCATION LEVEL: (b) (6)

MILITARY RATE/MOS: (b)
DATE OF ENTRY INTO MILITARY: (b) (6)
LEGAL ACTIONS/PUNISHMENTS: (b)
DISCHARGE TYPE/DATE: (b)

REPORTED BY: (b) (6) , Investigator
OFFICE: RESIDENT AGENCY OKINAWA

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

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CONTROL: 30OCT14-FEOK-0571-8SMA

(b) (6)
(b)

USMC

RESULTS OF INTERVIEW OF (b) (6)

, USAF

1. As background, on 29Oct14, (b) (6), USAF, 18TH Wing (b) , Kadena Air Base, Okinawa, reported that at approximately 2200, 24Oct14, while at Big Echo Karaoke, Chatan City, Okinawa, Japan, he was assaulted by (b) (6) . (b) (6) reported that (b) (6) grabbed him by the head with his hand and attempted to force (b) (6) head towards (b) (6) groin while (b) (6) was thrusting his pelvis back and forth to simulate fellatio. Also present at karaoke were (b) (6) spouse, several other USAF (b) Officers, their spouses and two USMC Officers from (b) .

2. On 04Nov14, (b) (6), USAF was interviewed by Reporting Agent at USAF Defense Services building 460, Kadena AFB, Okinawa regarding his observations on 24Oct14. (b) (6) stated he attended the trivia event at Oceanbreeze Camp Foster, Okinawa with his wife (b) (6) additional USAF (b) personnel and USMC (b) personnel. (b) (6) suspects trivia went from approximately 1600-1800. (b) (6) stated following the trivia he and his wife went to dinner at Bollywood Dreams Restaurant American Village. (b) (6) advised he and his wife rode in the same vehicle as (b) (6) and (b) (6) . (b) (6) recalled (b) and (b) (6) and (b) (6) going home to let their dogs and then also meeting them for dinner. GROHER described (b) (6) , a female named (b) (6) (LNU) and (3) USMC male (b) (6) as also attending dinner. (b) (6) advised (b) (6) showed up to dinner later. (b) (6) was unsure of the USMC (b) (6) names, but described one as (b) (6), one as the master of ceremonies (MC) from trivia (b) (6) and one as a taller white male. (b) (6) stated he does not recall anything unusual from dinner or anyone acting inappropriately. (b) (6) described (b) and (b) (6) as loud and outgoing but suspects that is simply there personality.

3. After dinner, all individuals decided to go to Big Echo Karaoke American Village. (b) (6) stated he, (b) (6) , (b) (6) and (b) (6) went back to their residence to let their dogs out and met everyone at karaoke at approximately 2200. (b) (6) recalled the other individuals walked from dinner to karaoke. (b) (6) stated he sat next to (b) (6) , the taller USMC individual, (b) (6) and (b) (6) . (b) (6) recalled (b) (6) was not in the room when they arrived and entered shortly thereafter. (b) (6) described the middle couch as being occupied by (b) (6) , (b) (6) and (b) (6) . (b) (6) stated the 3rd couch contained (b) , (b) (6) (b) (6) and (b) (6) . Upon arriving (b) (6) noticed all 3 USMC individuals had alcohol in front of them and were violating policy. (b) (6) advised he never observed the individuals consume the beverages. Shortly after arriving, (b) (6) and (b)

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ENCLOSURE ()

U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE**CONTROL:30OCT14-FEOK-0571-8SMA****05NOV14**

(b) (6) got up suddenly and advised they were leaving. (b) (6) did not observe anything leading up to their departure or an incident between (b) (6) and (b) (6). (b) (6) stated this was possibly due to his attention being focused toward the TV and not in the direction of (b) (6). (b) (6) initially thought (b) (6) left because he was offended by the language in the songs. After (b) (6) and (b) (6) departed, (b) (6) recalled (b) (6) saying, "I think I offended your friend." (b) (6) stated he also heard (b) (6) and (b) (6) say that (b) (6) was grinding in (b) (6) face. (b) (6) then received a text message from (b) (6) that stated, "that's Fucked up," sorry for leaving and have fun. After (b) (6) heard what had occurred, he texted (b) (6) back and said sorry. (b) (6) again texted (b) (6) saying "that was messed up" and let him know if they needed a ride home. (b) (6) stated (b) (6) and the other (2) USMC personnel left the karaoke room shortly after the (b) (6) and (b) (6) for a few minutes and then returned briefly to say goodbye. (b) (6) suspects the USMC personnel went looking for (b) (6) to apologize. (b) (6) stated (b) (6) and the other (2) USMC personnel then departed at approximately 2230. (b) (6) recalled that (b) (6) departed a few minutes later and the remaining USAF personnel and their spouses remained at karaoke until approximately 2320.

4. (b) (6) has not had any contact with (b) (6) or the other USMC personnel since that evening. (b) (6) recalled an email being sent from one of the USMC personnel to (b) (6) saying sorry about last night and thanks for telling (b) (6) about (b) (6). (b) (6) explained the second portion of the email was regarding how (b) (6) did not know (b) (6) was married until (b) (6) told him after dinner. (b) (6) stated the following day he talked to (b) (6) on the phone. (b) (6) told (b) (6) that he believed (b) (6) and the other USMC personnel went looking for him after he left to apologize. GROHER also provided (b) (6) account of what occurred. GROHER stated upon hearing the account, (b) (6) said it was more than that and advised (b) (6) was forceful with his hand on his head and was simulating fellatio. (b) (6) subsequently went on TDY to the United States the following day and recently returned.

REPORTED BY: (b) (6), Special Agent
OFFICE: RESIDENT AGENCY OKINAWA

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ENCLOSURE ()

U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

INVESTIGATIVE ACTION

07NOV14

CONTROL: 30OCT14-FEOK-0571-8SMA

(b) (6) USMC
(b) (6)

RESULTS OF INTERVIEW OF (b) (6)

1. As background, on 29Oct14, (b) (6), USAF, 18TH Wing (b) (6), Kadena Air Base, Okinawa, reported that at approximately 2200, 24Oct14, while at Big Echo Karaoke, Chatan City, Okinawa, Japan, he was assaulted by (b) (6). (b) (6) reported that (b) (6) grabbed him by the head with his hand and attempted to force (b) (6) head towards (b) (6) groin while (b) (6) was thrusting his pelvis back and forth to simulate fellatio. Also present at karaoke were (b) (6) spouse, several other USAF (b) (6) Officers, their spouses and two USMC Officers from (b) (6).

2. On 05Nov14, (b) (6) was interviewed by Reporting Agent and SA (b) (6) at NCIS Camp Foster, Okinawa regarding her observations on 24Oct14. (b) (6) stated she attended the trivia event at Oceanbreeze with (b) (6) and (b) (6). (b) (6) advised after dinner she rode with (b) (6) and another USMC member whom she did not know to a pet store and dinner in American Village. (b) (6) could not recall if the restaurant was Thai food or Indian food. (b) (6) stated at dinner there were multiple other individuals all of whom she did not know. (b) (6) advised she had multiple alcoholic beverages at trivia and dinner and was intoxicated. After dinner, (b) (6) recalled going to karaoke with the same individuals from dinner, but again stated she only knew (b) (6) and (b) (6). (b) (6) recalled multiple individuals drinking alcohol at karaoke and could not describe specifically who. (b) (6) recalled some of the individuals showing up late to karaoke. (b) (6) stated she did not observe any physical contact between two males or an incident involving someone thrusting there pelvis in the face of another. (b) (6) advised she does not recall anyone leaving shortly after arriving or a discussion about offending someone. (b) (6) stated at some point during karaoke, (b) (6) told her he was leaving. (b) (6) stayed for a few more minutes and then left karaoke to meet her husband. (b) (6) stated a few days later she received a text message from (b) (6) saying I'm sure you heard about the sexual assault investigation and I can't talk to you anymore because you are married. (b) (6) explained that (b) (6) did not know she was married when the night started even though (b) (6) discussed her husband multiple times during the night. (b) (6) stated (b) (6) did not provide any more details in the text message. (b) (6) was unable to provide any additional information.

EXHIBIT (17)

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of
ENCLOSURE (1)

U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE
CONTROL: 30OCT14-FEOK-0571-8SMA

07NOV14

REPORTED BY: (b) (6) , Special Agent
OFFICE: RESIDENT AGENCY OKINAWA

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ENCLOSURE ()

U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

INVESTIGATIVE ACTION

19NOV14

CONTROL: 30OCT14-FEOK-0571-8SMA

(b) (6) USMC
(b) (6)

RESULTS OF VIDEO ACQUISITION AND REVIEW

1. As background, on 29Oct14, (b) (6), USAF, 18TH Wing (b) (6), Kadena Air Base, Okinawa, reported that at approximately 2200, 24Oct14, while at Big Echo Karaoke, Chatan City, Okinawa, Japan, he was assaulted by (b) (6). (b) (6) reported that (b) (6) grabbed him by the head with his hand and attempted to force (b) (6) head towards (b) (6) groin while (b) (6) was thrusting his pelvis back and forth to simulate fellatio. Also present at karaoke were (b) (6) spouse, several other USAF (b) Officers, their spouses and two USMC Officers from (b) (6).

2. On 05Nov14, (b) (6), Big Echo Karaoke Chatan, Okinawa was contacted regarding surveillance video of the front desk at Big Echo Karaoke. (b) (6) assisted Reporting Agent and Security Specialist (b) (6) in reviewing the video from 24Oct14. (b) (6) advised the time stamp on the video is not accurate. The video depicted the initial group of USAF and USMC personnel arriving at Big Echo Karaoke at approximately 2045 on 24Oct14. At approximately 2150, (b) (6) (b) (6), (b) (6) and (b) (6) arrived. The video then showed (b) (6) and (b) (6) departing approximately (10) minutes later. (b) (6), (b) (6), USMC and (b) (6), USMC departed the business at approximately 2215. The entire video was reviewed at Big Echo Karaoke and did not contain any additional items pertinent to this investigation. (b) (6) affirmed Big Echo does not have video inside each Karaoke room. The DVR system utilized by Big Echo does not allow for large portions of time to be downloaded. Three segments of 10-15 minutes each were downloaded from the DVR to a thumb drive. Efforts to play the video from this format met with negative results. The thumb drive will remain in the notes section.

3. Due to the aforementioned technical difficulties, on 21Nov14, RA and Security Specialist (b) (6) met with (b) (6) and recorded the screen while the entire footage from 24Oct14 was played. The recording was then placed on DVD and is attached as enclosure (A).

ENCLOSURE(S)

(A) DVD's containing video footage from Big Echo Karaoke on 24Oct14

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PAGE 1

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ENCLOSURE (1)

U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE
CONTROL: 30OCT14-FEOK-0571-8SMA

19NOV14

REPORTED BY: (b) (6) , Special Agent
OFFICE: RESIDENT AGENCY OKINAWA

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ENCLOSURE (1)

TITLE: (b) (6)

USMC

CCN: 30OCT14-FEOK-0571-8SMA

DVD's containing Big Echo Video

Big Echo Video
1 of 2

ENCLOSURE (A)

-----Original Message-----

From: (b) (6)

Sent: (b) (6)

To: (b) (6)

Subject: Response to USMC defense counsel

(b) (6)

Sir, I thought about what we discussed a lot last night and I talked it over with (b) (6) and my parents. Please inform the USMC defense counsel of my response:

"Sir, my wife, my family and I are interested in deterrence and not retribution. I do not have an opinion as to whether the member in question should be discharged or retained; I leave that to the chain of command and the deciding authorities."

Very respectfully,

(b) (6)

CROSS REFERENCE SHEET

(Insert this behind the cover sheet)

The dossier **30OCT14FEOK05718SMA** on (b) (6)
(Case Control Number (CCN)) (Subject Name/Title)

Encl (A) contains the following additional material on

DVD's containing Big Echo Video

(Subject of the additional material)

that has been retained in its original format and stored separately as specified below:

TYPE

LOCATION NUMBER

(To be completed by Code 11C13)

☐

Grand Jury

☐

X – Rays

☐

Video Tapes

☐

Audio Tapes

☐

Photographs (images of photographs
are contained in the electronic dossier,
actual photographs(s) from hard copy
dossier is/are filed separately.)

☐

Polygraph Material

☐

Source Envelope

☒

Other

2- DVD

(Description)

G

ADMINISTRATIVE REMARKS (1070)

DATE	DATE	DATE
Articles UCMJ explained to me this date as required by Article 137, UCMJ.	Articles UCMJ explained to me this date as required by Article 137, UCMJ.	I have been counseled concerning SBP and fully understand the automatic enrollment and future enrollment provisions on the Plan.
(Signature)	(Signature)	(Signature)

20150105: Counseled this date per paragraph 3005 of the IRAM for the following deficiencies: Assault consummated by a battery and conduct unbecoming an officer and gentlemen in violation of Article(s) 128 and 133, UCMJ. Specifically, during the evening of 24 October 2014, you attended a social event at an off-base karaoke bar located in Chatan City, Okinawa, Japan. While music was playing at the karaoke bar, you grabbed the back of a male U.S. Air Force (b) (6) head with your hand and forcefully pulled his head toward you area several (b) (6) head in a sexually suggestive manner. The Air Force (b) (6) ly offended and humiliated by your conduct which occurred in the presence of his wife, his colleagues, their friends and spouses. Your conduct reflected very poorly on the U.S. Marine Corps and Officer of Marines and (b) (6) who was serving as a (b) (6) at the time. According to the counseling, you were counseled for your poor judgment, lack of maturity, and service discrediting conduct. Specific recommendations for corrective action are to think before you act and to always set the example for other military members to emulate by personal example. Failure to take corrective action or any further violations of the UCMJ may result in judicial or adverse administrative action, including but not limited to administrative separation.

I was advised that within 5 working days after acknowledgment of this entry, a written rebuttal can be submitted and the rebuttal will be filed on the document side of the OQR. I choose ☒ (b) (6) /not to ☐ make such a statement.

(b) (6)

Signature of Marine



Signature of Commanding General

(b) (6)

(b) (6)

NAME (last, first, middle)

SSN

NAVMC 118(11) (REV. 02-11) (EF)
PREVIOUS EDITIONS WILL NOT BE USED
FOUO - Privacy sensitive when filled in.

11. _____

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Adobe LiveCycle Designer 9

ENCLOSURE

11



UNITED STATES MARINE CORPS
LEGAL SERVICES SUPPORT SECTION
MARINE CORPS INSTALLATIONS-PACIFIC
UNIT 35001
FPO AP 96373-5001

5801
LAO
9 Jan 15

From: (b) (6) United States Marine Corps
To: Commanding General, Marine Corps Installations Pacific
Subj: Statement in Response to Individual Records Administration Manual
Counseling of 5 Jan 2015

1. I accept full responsibility for my actions and am aware of the gravity of the situation. I am humbled and ashamed by my current position. Over the past two months I have engaged in extensive reflection about the nature of my behavior and am determined to chart an appropriate course forward to learn from my failure in order to become a better Marine and a better person.

2. The ability to call yourself a United States Marine is a privilege that is earned, not given, and we do so by upholding our core values each and every day. My behavior did not adhere to those standards and I have put my Marine Corps career in jeopardy. I hope that through a rigorous process of personal and professional rehabilitation, I can once again prove myself worthy of the title of United States Marine.

3. Despite my short comings, I am still passionately committed to the Marine Corps and believe that I can contribute to mission accomplishment in whatever way the institution needs me. It has been one of the greatest honors of my life to serve as a member of the United States Marine Corps and I would like the opportunity to continue to do so in any capacity.

(b) (6)

ENCLOSURE (2)



UNITED STATES MARINE CORPS
MARINE CORPS BASE,
CAMP SMEDLEY D. BUTLER, OKINAWA
UNIT 35001
FPO AF 96273-5001

5300
MCCS/MFSB
(

From: (b) (6), Behavioral Health
Substance Abuse Counseling Center, Marine Corps Community
Services Division, Marine Corps Base,
Camp Smedley D. Butler
To: Commanding Officer, Headquarters and Service Battalion,
Marine Corps Base, (SACO)

Subj: RECOMMENDATIONS FOR (b) (6), USMC

Ref: (a) MCO 5300.17

Encl: (1) Command Response Letter

1. Per the above reference, (b) (6) was referred to the
Substance Abuse Counseling Center (SACC) for a screening. Due to
the factors identified during the screening, the following
recommendations were made:

- a. Attend Early Intervention (PRIME for Life 16 hour) (b) (6)
(0730-1130) Camp Foster, BH-SACC Bldg. 440.
- b. Abstain from alcohol use until completion of Early
Intervention.
- c. Follow up with primary counselor, (b) (6) on (
(1500-1600) at Camp Foster, Bldg. 440.

2. With command's concurrence, the SACC will monitor
participation in the recommendations and report to Substance
Abuse Control Officer (SACO) or designated point of contact for
this service member.

3. For additional information, please contact (b) (6),
Substance Abuse Counselor at (b) (6)
(b) (6)



UNITED STATES MARINE CORPS
MARINE CORPS INSTALLATIONS PACIFIC
UNIT 35001
FPO AP 96373-5001

IN REPLY REFER TO:
1920
CGOF
28 JAN 2015

From: (b) (6) EDIPI: (b) (6) USMC
To: Commanding General, Marine Corps Installations Pacific
Subj: ACKNOWLEDGEMENT OF ADVANCED EDUCATION ASSISTANCE
RECOUPMENT IN THE CASE OF (b) (6) EDIPI:
(b) (6) USMC

1. I understand that, if I am voluntarily or involuntarily separated before I complete an active duty service requirement incurred because I received advanced education assistance (United States Naval Academy, Reserve Officer Training Corps, Platoon Leaders Class, (b) (6), etc.), I may be required to reimburse the Government on a pro-rata basis for the unserved portion of my service obligation.
(b) (6)

ENCLOSURE (4)



UNITED STATES MARINE CORPS
LEGAL SERVICES SUPPORT SECTION
MARINE CORPS INSTALLATIONS-PACIFIC
UNIT 35001
FPO AP 96373-5001

1920
CGOF
(b) (6)

From: (b) (6) EDIPI: (b) (6) USMC
To: Commanding General, Marine Corps Installations Pacific

Subj: ACKNOWLEDGMENT OF RECEIPT OF REPORT OF MISCONDUCT AND INCLUSION OF
ADVERSE MATERIAL IN OFFICIAL MILITARY PERSONNEL FILE IN THE CASE OF
(b) (6) EDIPI: (b) (6) USMC

Ref: (a) CG, 1920 ltr CGOF 1920 of Report of Misconduct in the Case of
(b) (6) EDIPI: (b) (6) USMC
(b) MCO P1070.12K (IRAM)

1. I hereby acknowledge that I have received reference (a) on 26 January 2015 and that I have 10 calendar days to submit either a response or written indication that I have no matters to submit.

2. I understand that the adverse material in reference (a) will be forwarded to the Deputy Commandant, Manpower and Reserve Affairs (DC M&RA) for a decision on whether or not the material will be included in my Official Military Personnel File (OMPF) in accordance with reference (b). I further understand that if DC M&RA elects to include the adverse material in my OMPF, any statement I submit will be included in my OMPF along with the adverse material. If I choose not to submit a statement and DC M&RA elects to include the adverse material into my OMPF, I understand that this letter will be included in my OMPF along with the adverse material in reference (a).

3. I desire to submit a statement.

4. I would like to respectfully request an extension of twenty calendar days to submit matters in rebuttal. I will be requesting character letters from two active duty General Officers as well as three active duty (b) (6) and I would like to give them sufficient time to prepare their letters.

(b) (6)

ENCLOSURE (5)



UNITED STATES MARINE CORPS
MARINE CORPS INSTALLATIONS-PACIFIC
UNIT 35001
FPO AP 96373-5001

IN REPLY REFER TO:
5830
CGOF
03 FEB 2015

From: Commanding General, Marine Corps Installations Pacific
To: (b) (6), EDIPI: (b) (6) USMC

Subj: ACKNOWLEDGMENT OF RECEIPT OF REPORT OF MISCONDUCT AND
INCLUSION OF ADVERSE MATERIAL IN OFFICIAL MILITARY
PERSONNEL FILE IN THE CASE OF (b) (6)
EDIPI: (b) (6) USMC

Ref: (a) (b) (6) Extension Request dtd 27 Jan 15

1. Your referenced request for a 20-day extension to submit written matters is approved.
2. The new submission deadline for written matters is (b) February 2015.

(b) (6)

ENCLOSURE (5)



UNITED STATES MARINE CORPS
LEGAL SERVICES SUPPORT SECTION
MARINE CORPS INSTALLATIONS-PACIFIC
UNIT 35001
FPO AP 96373-5001

5801
LAO
20 Feb 15

From: (b) (6) United States Marine Corps
To: Commanding General, Marine Corps Installations Pacific
Subj: Matters in Rebuttal in Response to Report of Misconduct in the Case of
(b) (6) EDIPI: (b) (6)

Encl: (1) (b) (6) Statement
(2) Character Letter of BGen C.Q. Timberlake
(3) Character Letter of BGen P.J. Kennedy
(4) Character Letter of (b) (6)
(5) Character Letter of (b) (6)
(6) Character Letter of (b) (6)
(7) (b) (6) Master Brief Sheet
(8) Excerpts from (b) (6) Fitness Reports

1. Please find enclosed my matters in rebuttal in response to the Commanding General MCIPAC's recommendation of my separation from the Marine Corps with a General Characterization of Service.

2. I have included a statement from myself, five (5) character letters and selected sections of my OMPF. Thank you for your consideration.

(b) (6)

ENCLOSURE (5)



UNITED STATES MARINE CORPS
LEGAL SERVICES SUPPORT SECTION
MARINE CORPS INSTALLATIONS-PACIFIC
UNIT 35001
FPO AP 96373-5001

5801
LAO
15 Feb 15

From: (b) (6) United States Marine Corps
To: Commanding General, Marine Corps Installations Pacific
Subj: (b) (6) Personal Statement in Response to Report of
Misconduct in the Case of (b) (6) EDIPI: (b) (6)

1. My name is (b) (6) and I am currently serving as a 4402, (b) (6), in the United States Marine Corps. I commissioned as an officer on 10 December, 2010 and my EAS is currently 1 September 2015. I am writing this letter in response to the recommendation of the Commanding General, MCIPAC that, as a result of the formal counseling that I received on 5 January 2015, I should be separated from the Marine Corps with a General characterization of service.

2. I was born in (b) (6) and split my childhood between (b) (6) and (b) (6). I attended the (b) (6) for undergraduate studies and graduated in (b) (6) with a degree in (b) (6). From (b) (6), I worked as a (b) (6) in (b) (6) through the (b) (6) program. After teaching, I worked as a (b) (6) on a (b) (6) in (b) (6). From (b) (6), I attended (b) (6) at (b) (6). After (b) (6), I worked as an (b) (6) at (b) (6) a (b) (6) headquartered in (b) (6). Though financially rewarding, I found my career as a (b) (6) personally unfulfilling so in (b) (6) I left to pursue my dream of becoming a United States Marine. I applied to (b) (6) through the (b) (6) Officer Selection Office and was admitted to (b) (6) (b) (6), beginning in (b) (6). I graduated from (b) (6) on 10 December 2010 and was commissioned as a 2nd Lieutenant in the United States Marine Corps.

3. After completing The Basic School and (b) (6), in (b) (6) I reported to my first duty station, Camp Butler, in Okinawa, Japan. For seven months I served as the (b) (6) of (b) (6) at the (b) (6) Okinawa, during which time I provided (b) (6) to service members, dependents and contractors concerning all aspects of (b) (6), focusing on (b) (6), (b) (6), (b) (6). It was an extremely rewarding experience to be able to deliver help and guidance to people grappling with the confusing and complex American (b) (6).

4. After a six-week interview process, in May of 2012 I was selected as the (b) (6) to the Commanding General, 3rd Marine Expeditionary Brigade (3d MEB), BGen Craig Q. Timberlake. For over one year I performed the challenging duties of the (b) (6), (b) (6) for the General, (b) (6). As (b) (6), I participated in (b) (6), (b) (6), (b) (6) and assisted on his various (b) (6) with (b) (6) and military officers. Working (b) (6) with the General, the (b) (6), and the (b) (6) was a thrilling experience and will remain the highlight of my Marine Corps career. As a junior officer, it was an amazing

ENCLOSURE (5)
(Enc 1)

opportunity to learn about the operational realities of III Marine Expeditionary Force. The mentorship provided by BGen Timberlake, both personal and professional, will remain with me for the rest of my life.

5. In (b) (6), BGen Timberlake deployed to Afghanistan and BGen Paul J. Kennedy replaced him as the Commanding General of 3d MEB. After interviewing a series of candidates for my replacement, BGen Kennedy personally asked me to continue on as (b) (6) for another six months. Even though BGen Timberlake had helped me secure an Individual Augment deployment opportunity to Afghanistan, I was honored by BGen Kennedy's request and continued to serve as (b) (6). In this capacity, I was able to work closely with a new staff of leaders and mentors: BGen Kennedy, his (b) (6), and the (b) (6), (b) (6). During my continued time at 3d MEB, I participated in (b) (6) and (b) (6). Under the leadership of BGen Kennedy I was able to build upon what I had already learned from BGen Timberlake in order to continue my development as an officer and as a person. I consider both Generals to be mentors that I will continue to seek out for guidance and advice for the rest of my life. In (b) (6), I completed my eighteen month tour as 3d MEB (b) (6) and returned to the (b) (6).

6. From December 2013 to August 2013 I served as the (b) (6) at the (b) (6). During this time, I (b) (6) in over twenty (b) (6) to include (b) (6).

I worked with commands to ensure that their (b) (6) were in line with Marine Corps regulations and (b) (6). It was a rewarding position in which I was able to put my (b) (6) training to good use.

7. From August 2013 until October 2013, I served as a (b) (6) at the (b) (6), (b) (6). I served in this position until the incident for which I was counseled on (b) (6) at which point I was ultimately moved into (b) (6) which is where I currently serve.

8. I am well aware of the gravity of the situation and the nature of the allegations against me. From the very beginning of this process I have consistently taken full responsibility for my actions. I have never tried to avoid culpability and I believe that the counseling I received was just and appropriate. On the night of 24 October 2014 I displayed a crucial lack of judgment and my behavior was completely inconsistent with our Marine Corps standards as well as the behavior and composure I had displayed throughout the entirety of my Marine Corps career. I knew immediately that I had crossed the line and attempted multiple times to express my apologies. Less than sixty seconds after the incident, the person whom I had offended left the room before I could apologize. I then apologized to his friends and asked them to pass along the sentiment. The next day, through a friend, I reached out to one of his friends again (since I had no means of contact). I have since formerly expressed my apologies through my attorney. I hope once this process reaches its conclusion I will be able to sit down with the other individual and seek his forgiveness. Up until that moment on 24 October I had never been counseled, formally or informally, or disciplined in any way. My career seemed to be on the rise. I've included my Master Brief Sheet as well as the page five sections of my fitness reports as enclosures in this packet. I believe that these reports as well as the character letters submitted by my former supervisors and mentors speak to the true character of

who I am and even though my behavior on 24 October 2014 is a black mark on my Marine Corps career, I do not believe that it defines me and I do not believe that it makes me unable or unfit to carry on as an officer in the Marine Corps.

9. As (b) (6) , we are taught the principles of (b) (6) . The main factors that judges consider during sentencing are: deterrence, rehabilitation, and retribution. I believe that all of those principles have been upheld by my counseling of (b) (6) and that the recommendation for separation from the Marine Corps with a General characterization of service does not further the aims of justice.

10. There are two types of deterrence, general and specific. Specific deterrence is meant to prevent the offender from committing the same act again. Regardless of whether or not I was punished for my behavior on 24 October, I knew immediately that I had acted inappropriately and made a commitment to myself never to behave that way again. When it comes to my personal actions, I have already punished myself more than the Marine Corps ever could. I'm sorry for the lives affected by my stupidity and can only hope to work to redeem myself in the eyes of others. The intent of general deterrence is to prevent others from committing similar acts. I believe that goal has been achieved by my counseling. My entire peer group, as well as numerous junior and senior officers on Okinawa, is aware that I was counselled for my behavior. They are aware that I received an adverse Fitness Report and that I no longer have any possibility for advancement in the Marine Corps. The counselling and its consequences sends a message that the behavior in question will not be tolerated and those who engage in inappropriate activity will lose their Marine Corps career.

11. The principle of rehabilitation is designed to create opportunities for the offender to rehabilitate themselves in order to prevent any recurrence of the same behavior. Separation from the Marine Corps does not give me the chance to rehabilitate myself and prove once again that I am worthy of the title of United States Marine. Often those who have fallen end up making the best leaders because they can use what they've learned to help others before they make the same mistakes. I have gained invaluable perspective about the delicate balance between personal accountability and redemption and I would like nothing more than to share these insights with my fellow Marines.

12. The final principle of punishment addresses retribution. Retribution can be defined as just punishment for somebody who does wrong. I believe retribution was achieved by the counselling administered to me on 5 January 2015. As a result of the counseling, I was removed from my billet as a (b) (6) . I have received an adverse fitness report. I will never be selected for (b) (6) . What appeared to be a promising Marine Corps career is now over. I understand and deserve those consequences. I needed to be punished for my immature comportment and I'm glad that I was. Putting an end to my Marine Corps career means I will be forced to leave something I love and something at which I was good. However, separation from the Marine Corps with a general characterization of service imposes a life-long punishment that does not fit the nature of the behavior being punished. For the rest of my life, every time I apply for a job I will have to disclose the fact that I was separated from the Marine Corps with a General characterization of service. Thirty years from now I will still be paying for a mistake I made in 2014 that lasted no longer than five seconds in time. There are some circumstances where such a punishment is warranted. Respectfully, this is not one of them. The principles of deterrence, rehabilitation and

retribution are served by the counselling I received on 5 January 2015. Separation from the Marine Corps with a General characterization of service is excessive and does not further any aim of justice.

13. Almost my entire professional life has been dedicated to public service starting with education, followed by politics and finally reaching its apex when I received my commission as an Officer in the United States Marine Corps. It has been one of the greatest honors of my life to serve in the tradition of the Marines who have come before us as well as alongside some of the finest men and women that our great country has to offer. I understand that my conduct on the night of 24 October has failed to adhere to the standards that we live by and I have let down every Marine who has ever earned the Eagle, Globe and Anchor, past, present and future. It is a regret that I will live with for the rest of my life.

14. I do not, however, feel that my poor judgment over the course of one evening is reflective of my entire Marine Corps career. I've included character letters from five senior Marines to include two General Officers, (b) (6) and (b) (6) all testifying to the fact that my performance and conduct during every other phase of my time in the Marine Corps has been meritorious. All five Marines have recommended that I be retained in the Marine Corps in order to complete my commitment to our Corps and our country. All five have recommended that if separation is unavoidable that the characterization of my service should be honorable.

15. I am proud to say--and even prouder to hear it echoed by the Marine leaders that I have served with on a daily basis--that I have served with honor, courage and commitment. I want nothing more than to continue my service until the end of my commitment. I want nothing more than to know that, despite my personal shortcomings, I have served our country and our Corps faithfully and honorably. I will forever remain, always faithful. Thank you for your time and consideration.

(b) (6)



DEPARTMENT OF THE NAVY
HEADQUARTERS UNITED STATES MARINE CORPS
3280 RUSSELL ROAD
QUANTICO, VIRGINIA 22134-5103

1000
MM
3 Feb 15

From: Director, Manpower Management Division

Subj: CHARACTER LETTER IN THE CASE OF (b) (6)
USMC

1. I am Craig Q. Timberlake currently serving as a Brigadier General on Active Duty in the United States Marine Corps. I have been on active duty in the Marine Corps since June 1977. I was a Staff Sergeant prior to receiving my commission through the Enlisted Commissioning Program (ECP) and had two successfully tours as a Drill Instructor/Senior Drill Instructor at Marine Corps Recruit Depot, San Diego California as well as a Platoon Sergeant at Officer Candidates School prior to becoming an officer.

2. I have known (b) (6) since April 2012 when he interviewed to become (b) (6). (b) (6) was the number one selection not only on my list but also on the lists of the other senior field grade officers that interviewed all the candidates for the billet.

3. During the time that he served with me (b) (6) was the model of professionalism and decorum. He was unfailingly trustworthy and comported himself in a manner in which all Marine Officers should aspire. Throughout the Asia Pacific region he was truly an Ambassador and represented American in the very best way possible on each and every occasion.

4. I am aware that (b) (6) was formally counseled on (b) (6) and that he is being processed for administrative separation. I fully understand and concur that (b) (6) should have been counseled. However I do not support any administrative separation prior to his End of Active Service (EAS).

5. I firmly believe that (b) (6) honest and faithful service over the length of his contract and the rehabilitative


ENCLOSURE (5)

(Enc 2)

Subj: CHARACTER LETTER IN THE CASE OF (b)(6)
USMC

power of continued service should guide any administrative proceedings. In addition, if the board decides to administratively separate (b)(6) I firmly believe that any characterization of his service must be "Honorable".

6. I can be reached at (b)(6) if you have any questions as to how strongly I feel about (b)(6) service and commitment to our Corps and Country.



CRAIG Q. TIMBERLAKE

ENCLOSURE (5)

(Enc 2)



UNITED STATES MARINE CORPS
3D MARINE EXPEDITIONARY BRIGADE
UNIT 35605
FPO AP 96382-5605

IN REPLY REFER TO:

1920

PJK

12 Feb 15

From: Commanding General, 3d Marine Expeditionary Brigade
To: Convening Authority of Service Retention Board

Subj: CHARACTER REFERENCE ICO (b) (6)

1. It is my highest recommendation that (b) (6) be retained on active duty based on his continued value and service to our Corps. Having known this officer for the last two years, I can provide a summary of his distinct worthiness for continued service as a leader of Marines and a superb (b) (6)

2. (b) (6) served as (b) (6) from (b) (6), providing a bridge of continuity between the former MEB commander and myself. He established contact and a seamless turnover schedule from February 2013 and voluntarily extended upon my arrival to ensure my personal success and thus the success of the unit. He proved to be the most mentally agile and capable officer of this grade, and perhaps of the next senior rank, that I have had the pleasure of serving with. His background and clear potential earmarked him for increased levels of responsibility.

3. During the time he served as (b) (6), (b) (6) on numerous exercises and Temporary Additional Duty assignments. He traveled in this capacity to Australia, Korea, Nepal, Hawaii and the Republic of the Philippines (b) (6)

I trust this officer with quick wit, on-the-spot decision making and a generous sense of humor. I place great value in his service and friendship, maintaining a close tie with him since reassignment to (b) (6)

4. I am fully aware of the incident that ultimately led to his counseling in January of this year and the subsequent recommendation for separation. I believe that while the circumstances surrounding his actions were unfortunate and unacceptable, this single incident does not reflect the otherwise superior behavior and demonstrated conduct of this officer. I have been in uniform too long to summarize an individual's character by a single incident short of criminal

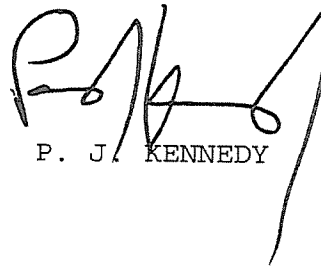
ENCLOSURE (5)

(Encl 3)

Subj: CHARACTER REFERENCE ICO (b) (6)

conduct. Were we senior officers judged by the same metric as today's junior officers, many of us would not be leading our respective organizations. His counseling was certainly warranted but I believe that processing him for administrative separation is out of proportion to the event and, ultimately, will deprive the Corps of a first rate (b) (6). (b) (6) is being held to a standard I am unfamiliar with based on 29 years of experience. As the Commandant states in his recently published Planning Guidance: "... leaders at all levels must be willing to accept mistakes as a part of the learning process."

5. I will restate that I believe (b) (6) should be retained in service following his appropriate counseling and able to serve the remainder of his viable service. Should his status as a (b) (6) influence the separation authority's decision to initiate separation, then I insist that his discharge be characterized as Honorable. Our Marines require leaders that comport themselves according to the highest standards which includes professional acumen. (b) (6) may have proved mortal in a moment of indiscretion; however, his service to our Marines within his specialty exceeds their expectation of worthiness.



P. J. KENNEDY



DEPARTMENT OF THE NAVY
HEADQUARTERS UNITED STATES MARINE CORPS
3000 MARINE CORPS PENTAGON
WASHINGTON, DC 20350-3000

IN REPLY REFER TO:
1000
JAO
1 Feb 15

1. I, (b) (6), am currently assigned to the Aviation Department, Headquarters, United States Marine Corps, and have been an active duty Marine Corps officer since May 1989. During my career, I have been a pilot, officer-in-charge, instructor pilot at MAWTS-1, squadron department head, squadron commanding officer, MEF Current Operations Officer, MEB (b) (6) (b) (6), and Executive Assistant for a 3-Star Deputy Commandant.

2. I have known (b) (6) since (b) (6) when I was the 3d MEB (b) (6) and (b) (6) was the (b) (6) for the 3d MEB Commanding General. My responsibilities to the Commanding General caused me to work very closely with (b) (6) during a two-year period, during which we worked together both in garrison and on deployments to multiple foreign countries in the US PACOM AOR.

3. I am aware that (b) (6) was formally counseled on (b) (6). I further understand that he is being processed for administrative separation. During the time I served with him, I observed him to be thoroughly professional. He was always measured, tactful, and very mature—constantly aware of the proper respect to show any person he addressed. He infused a sense of humor into his personal interactions, which made him fun to work with. As (b) (6) the Commanding General, he often had to navigate sensitive situations in which he interacted with any number of personalities who "needed" something from the General. These people were often foreign nationals, and (b) (6) would have to make the added consideration of their respective culture when dealing with them. (b) (6) was always possessed of the utmost diplomacy when he handled these situations, comporting himself with distinction. I personally witnessed many of these instances.

4. Although the current allegations reflect negatively on (b) (6), they should be considered against the backdrop of his (b) (6) otherwise exemplary career performance. He always acted in a well-reasoned and professional manner, both on the job and on liberty. I say the latter having personally observed his conduct in a number of traditionally "colorful" liberty ports (e.g. Thailand, Philippines). (b) (6) conduct always stood out as honorable and mature. It is unfortunate that on one occasion with his peers, a single action was perceived as offensive to the degree it apparently was. As my above points suggest, this was certainly out of character for (b) (6), and it is unfortunate that

ENCLOSURE (5)

(Enc 4)

a one-time, out-of-character action should be reason for termination of an otherwise stellar career.

5. While acknowledging the nature of the allegations against (b) (6), it seems that when his case is considered through the lens of his track record of demonstrated professionalism, leadership, and honorable service, retention in the Marine Corps is a viable option. However, if separation from the service is deemed the appropriate accountability mechanism, then separation with an honorable characterization would seem reasonable given (b) (6) overall honorable service to his country and Corps.
(b) (6)



UNITED STATES MARINE CORPS
HEADQUARTERS AND SERVICE BATTALION
MARINE CORPS RECRUIT DEPOT
P. O. BOX 18001
PARRIS ISLAND, SOUTH CAROLINA 29905-8001

1920
S-1
2 Feb 15

From: (b) (6), Headquarters and Service Battalion,
Marine Corps Recruit Depot Parris Island
To: Commanding General, Marine Corps Installations Pacific

Subj: CHARACTER LETTER IN CASE OF (b) (6), USMC

1. I have known (b) (6) since (b) (6), while he served
as the 3D MEB (b) (6) (b) (6) and I served as the 3D MEB (b) (6)
(b) (6)

2. I am aware that (b) (6) was formally counseled on 5
January 2015. I further understand that he is being processed
for administrative separation. Based on my association with
(b) (6) during the time period that I served with him, I can
say the following about his professional demeanor and
deportment. As the (b) (6) for (b) (6) 3D MEB, (b) (6) was
consistently placed in high visibility situations often
involving high level government and military officials from our
regional allies and partners. (b) (6) preparedness,
professionalism, and courtesy were never in doubt and always top
notch. In fact, it was his consistent demonstration of these
traits that won him selection for this very critical billet.

3. Although these allegations reflect negatively on (b) (6),
his overall performance as an officer of Marines has been
noteworthy and I do not believe separation is warranted in this
case. However, if separation is pursued, I would sincerely
request that consideration be given to assigning an honorable
characterization of service. Based on my limited knowledge of
the incident, and with the benefit of 23 years of Marine Corps
experience, I do not believe that this singular and
uncharacteristic indiscretion warrants a lifelong sentence and
barrier to future employment that a general discharge would
effect on (b) (6)

(b) (6)

ENCLOSURE (5)

(Enc 5)

1920
HLK
(b) (6)

From: (b) (6) , USMC

Subj: CHARACTER LETTER IN CASE OF (b) (6) , USMC

1. I am (b) (6) a (b) (6) on active duty in the U.S. Marine Corps and currently assigned to 2d Marine Expeditionary Brigade, Camp Lejeune, North Carolina. I have been on active duty in the Marine Corps since (b) (6). During the course of my career, I have performed the following duties: Rifleman, Fire Team Leader, Squad Leader, Drill Instructor, Senior Drill Instructor, Platoon Sergeant, Company Gunnery Sergeant, Assignments Monitor, (b) (6), and (b) (6).
2. I have known (b) (6) since (b) (6) when he served as the (b) (6) to the Commanding General of 3d Marine Expeditionary Brigade. Over an approximately seven month period we deployed together several times. During these deployments we were constantly together enabling me to closely observe him. We have maintained contact since his departure from 3d Marine Expeditionary Brigade.
3. I am aware that (b) (6) was formally counseled on (b) (6) (b) (6). I further understand that he is being processed for administrative separation. Based on my association with (b) (6) during the time period that I served with him, I can say the following about his professional demeanor and deportment. Due to his position, (b) (6) frequently dealt with senior U.S. and Foreign Officers. I found him to be highly professional and an outstanding example to those around him. His energy and enthusiasm were contagious and I enjoyed serving with him.
4. Although these allegations reflect negatively on (b) (6) his overall performance has been worthy of retention in my opinion. I firmly believe this incident is out of character and does not accurately reflect this Officer's service to our Corps.

ENCLOSURE (5)

(Enc 6)

Subj: CHARACTER LETTER IN CASE OF (b) (6) _____, USMC

I would serve with him in the future if the opportunity presented itself. I believe that his work ethic and leadership are such that he should be retained in the United States Marine Corps. If that is not a possibility, I would respectfully recommend an Honorable characterization of service.

(b) (6)



DEPARTMENT OF THE NAVY
HEADQUARTERS UNITED STATES MARINE CORPS
3000 MARINE CORPS PENTAGON
WASHINGTON, DC 20350-3000

IN REPLY REFER TO:

1920

JPL

JUL 23 2015

THIRD ENDORSEMENT on CG, MCIPAC ltr 1920 CGOF of 22 Jan 15

From: Commandant of the Marine Corps
To: Assistant Secretary of the Navy (M&RA)

Subj: REPORT OF MISCONDUCT AND REQUEST FOR UNQUALIFIED
RESIGNATION IN LIEU OF FURTHER ADMINISTRATIVE PROCESSING
IN THE CASE OF (b)(6)

1. Readdressed and forwarded for review and final action. The subject line has been changed to more accurately reflect the nature of the correspondence.

2. A brief chronology of this case is as follows:

a. On 24 October 2014, (b)(6) attended a social event at an off-base karaoke bar located in Chatan City, Okinawa, Japan, with several Air Force and Marine Corps (b)(6) and their civilian guests. During the event, (b)(6) grabbed the back of a male U.S. Air Force (b)(6) head with his hand and forcefully pulled the Air Force (b)(6)'s head towards (b)(6) crotch area several times while moving his hips and crotch area in a sexually suggestive manner. The Air Force captain reported the incident to his chain of command and noted that he felt offended and humiliated by (b)(6) actions, which occurred in the presence of the Air Force (b)(6) wife, his colleagues, and their friends and spouses.

b. On 10 November 2014, the Naval Criminal Investigative Service (NCIS) reported the results of its investigation. On 24 November 2014, the Legal Services Support Section (LSSS), Marine Corps Installations Pacific (MCIPAC) (b)(6) assessed the NCIS Report of Investigation and concluded that the evidence did not reasonably support any theory of sexual assault under Article 120, Uniform Code of Military Justice (UCMJ), but that the evidence supported an assault consummated by a battery under Article 128, UCMJ. The Commanding Officer, Headquarters and Support Battalion, MCIPAC-Marine Corps Base Camp Butler endorsed the (b)(6) assessment and recommended that (b)(6) receive formal counseling for violation of Articles 128 and 133, UCMJ.

Subj: REPORT OF MISCONDUCT AND REQUEST FOR UNQUALIFIED
RESIGNATION IN LIEU OF FURTHER ADMINISTRATIVE PROCESSING
IN THE CASE OF (b)(6)

c. On 8 December 2014, the Substance Abuse Counseling Center (SACC) aboard Camp Butler, Okinawa, Japan, screened (b)(6) and found that he did not meet the criteria for a substance disorder. (b)(6) was assigned to the Prime for Life Early Intervention Course, which he completed on 15 January 2015.

d. On 5 January 2015, the Commanding General (CG), MCIPAC administratively counseled (b)(6) in regards to his assault consummated by a battery and conduct unbecoming. On 9 January 2015, (b)(6) submitted a statement in which he accepted full responsibility for his misconduct, and expressed his desire to continue serving in the Marine Corps.

e. On 22 January 2015, the CG, MCIPAC documented (b)(6) misconduct in a Report of Misconduct and recommended that he be separated via notification procedures with a General (Under Honorable Conditions) characterization of service. On 27 January 2015, (b)(6) acknowledged receipt of the Report of Misconduct. On 20 February 2015, (b)(6) submitted matters in response, including a personal statement, several character statements, and excerpts from his fitness reports. In his personal statement, (b)(6) documented his personal and professional history, including serving as Aide-de-Camp to two General Officers, as an Administrative Law Officer at the LSSS, and as a trial counsel. (b)(6) noted that, as a result of his misconduct, he was removed from his billet as trial counsel and received an adverse fitness report, and that he has reached out multiple times to express his apologies and regret to the Air Force captain. (b)(6) stated that he does not believe his poor judgment in this incident is reflective of his entire Marine Corps career and requested that he be retained, or if separated, that his service be characterized as Honorable.

f. On 14 April 2015, (b)(6) submitted an unqualified request for resignation in lieu of further administrative separation processing. He acknowledged that his conduct was unprofessional and below the standard of a Marine Corps officer. (b)(6) further acknowledged that, if the Secretary of the Navy approves his resignation request, his service will be characterized as Honorable.

g. A medical officer screened (b)(6) for Post-Traumatic Stress Disorder (PTSD) and Traumatic Brain Injury (TBI) in accordance with paragraph 4002.2c of MCO P5800.16A

Subj: REPORT OF MISCONDUCT AND REQUEST FOR UNQUALIFIED
RESIGNATION IN LIEU OF FURTHER ADMINISTRATIVE PROCESSING
IN THE CASE OF (b)(6)

(LEGADMINMAN) and found that he does not have either PTSD or
TBI.

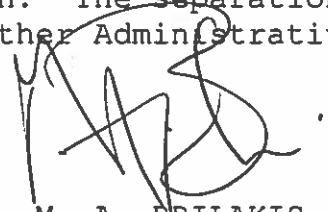
h. The CG, MCIPAC, who made his recommendation before
(b)(6) submitted his request for resignation, recommends
that (b)(6) be separated via notification procedures and
that his service be characterized as General (Under Honorable
Conditions). The CG, Marine Corps Installations Command, who
made his recommendation in light of the favorable character
letters from two General Officers, recommends that (b)(6)
be retained and that the case be closed. The CG, III Marine
Expeditionary Force recommends that (b)(6)'s unqualified
resignation request be approved and that his service be
characterized as Honorable.

3. (b)(6) has an Armed Forces Active Duty Base Date of (b)(6)
(b)(6) and a Date of Rank of (b)(6).

4. (b)(6) has no obligation to reimburse the government
for any advanced educational assistance.


5. After review of the applicable law and regulations, the NCIS
investigation, the Report of Misconduct, (b)(6)'s
unqualified resignation request, (b)(6)'s rebuttal
matters, and the chain of command's recommendation, I
specifically concur with the CG, III MEF and recommend that
(b)(6) unqualified resignation request be approved and
that his service be characterized as Honorable.

6. I recommend that (b)(6) be separated with an
Honorable characterization of service. Your approval below will
effect the recommended action. The separation code will be BKM1
- Resignation in Lieu of Further Administrative Action
(Misconduct).

1/2

M. A. BRILAKIS
Deputy Commandant for
Manpower and Reserve Affairs

APPROVED DISAPPROVED

AUG 04 2015


Assistant Secretary of the Navy
for Manpower and Reserve Affairs



UNITED STATES MARINE CORPS
LEGAL SERVICES SUPPORT SECTION
MARINE CORPS INSTALLATIONS-PACIFIC
UNIT 36001
FPO AP 96373-5001

1920
(b) (6)
14 Apr 15

From: (b) (6)
To: Assistant Secretary of the Navy (M&RA)
Via: (1) Commanding General, III Marine Expeditionary Force
(2) Commandant of the Marine Corps (DC M&RA)

Subj: REQUEST FOR RESIGNATION IN LIEU OF FURTHER ADMINISTRATIVE
PROCESSING FOR CAUSE IN THE CASE OF (b) (6)
(b) (6)

Ref: (a) SECNAVINST 1920.6C
(b) MCO P5800.16A (LEGADMINMAN)
(c) MCO 1900.15 (MARCORSEPMAN)

Encl: (1) Formal Counseling of (b) (6) 5
January 2015
(2) (b) (6) Statement
(3) Character Letter of BGen C.Q. Timberlake
(4) Character Letter of BGen P.J. Kennedy
(5) Character Letter of (b) (6)
(6) Character Letter of (b) (6)
(7) Character Letter of (b) (6)
(8) (b) (6) Master Brief Sheet
(9) Excerpts from (b) (6) Fitness Reports

1. Pursuant to references (a)-(c), I voluntarily tender my unqualified resignation in lieu of processing for administrative separation for cause. I understand that a Board of Inquiry (BOI) will not be convened to make a separation recommendation to the Secretary of the Navy.

2. I understand that, if the Secretary of the Navy approves my request for unqualified resignation, my service will be characterized as Honorable.

3. I have been informed and understand that if my resignation in lieu of processing for administrative separation for cause is accepted, I shall subsequently receive a certificate of honorable discharge from the naval service.

4. This resignation is purely voluntary and, once submitted, I understand that it can only be withdrawn with the permission of the Secretary of the Navy.

Subj: REQUEST FOR RESIGNATION IN LIEU OF FURTHER ADMINISTRATIVE
PROCESSING FOR CAUSE IN THE CASE OF (b) (6)
(b) (6)

5. This resignation is based on my formal counseling of 5
January 2015.

6. I understand that my conduct was unprofessional and below
the standard of a Marine Corps officer.

7. I understand that I may submit a sworn or unsworn statement
or other material on my behalf for consideration by the
Secretary of the Navy, and that any statements submitted in
connection with this request, including admissions of guilt, are
not admissible in a court-martial except as provided by Military
Rule of Evidence 410, but may be admissible at other
proceedings. I have already submitted matters in rebuttal to
the recommendation of separation by the Commanding General,
Marine Corps Installations Pacific. I've included those matters
as enclosures to this letter.

8. I understand that, if I am voluntarily or involuntarily
separated before I complete an active duty service requirement
incurred because I received advanced education assistance I may
be required to reimburse the Government on a pro-rata basis for
the unserved portion of my service obligation.

9. I understand that I do not rate nor do I desire a reserve
commission.

10. In submitting this request, I consulted with (b) (6)
, a qualified defense counsel.

(b) (6)



UNITED STATES MARINE CORPS
MARINE CORPS BASE,
CAMP SMEDLEY D. BUTLER, OKINAWA
UNIT 35001
FPO AP 96373-5001

IN REPLY REFER TO:
5300
SACC
15 Jan 2015

From: Certified Prevention Specialist, Behavioral Health Substance Abuse
Counseling Center

To: (b) (6)

Subj: ALCOHOL & DRUG EARLY INTERVENTION COMPLETION ICO (b) (6)

Ref: (a) MCO 5300.17

1. (b) (6) completed the 16 hour Early Intervention (Level .5), Prime For Life class at the Behavioral Health - Substance Abuse Counseling Center held 12-15 January 2015 with fair participation. SNM was referred to the program for early intervention as a result of a screening that was conducted on 4 December 2014.
2. Based on the Prevention Research Institute's PRIME For Life (PFL) program, the 16 hour class emphasizes changing participants' perceptions of the risks of alcohol and drug use, and their related attitudes and beliefs. Participants were guided in self-assessing their level of progression toward or into dependence or addiction. PFL also assists participants in developing a detailed plan for successfully following through with low-risk choices and behavior changes to protect the things they value. During the program, participants were exposed to multimedia presentations, extensive guided discussions, as well as individual and group activities using participant workbooks.
3. The Behavioral Health - Substance Abuse Counseling Center staff is available to provide any additional assistance. The point of contact is (b) (6) (b) (6) at (b) (6). Request that a copy of this letter be passed on to your command substance abuse representative.

(b) (6)

**BEHAVIORAL HEALTH
SUBSTANCE ABUSE COUNSELING CENTER
OKINAWA, JAPAN**

***EARLY INTERVENTION (Level .5)
PRIME FOR LIFE
CERTIFICATE of COMPLETION***

(b) (6)

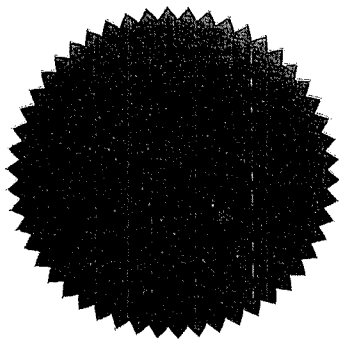
12-15 January 2015

For successfully completing sixteen hours of alcohol and drug education

Presented by

SUBSTANCE ABUSE COUNSELING CENTER

(b) (6)





UNITED STATES MARINE CORPS
HEADQUARTERS AND SUPPORT BATTALION
MARINE CORPS INSTALLATIONS PACIFIC-MARINE CORPS BASE CAMP BUTLER
UNIT 35002
FPO AP 96373-5002

5300
SACO

FIRST ENDORSEMENT on Assignment to Level .5 Early Intervention Program
(Prime for Life Course) ltr 5300 SACO of 8 DEC 2014

From: (b) (6)
To: Commanding Officer, Headquarters and Support Battalion,
Marine Corps Installations Pacific-Marine Corps Base Camp Butler
Subj: ASSIGNMENT TO LEVEL .5 EARLY INTERVENTION PROGRAM (PRIME FOR LIFE
COURSE)
Ref: (a) MCO 5300.17

1. I acknowledge receipt of this letter and understand that failure to report
for the scheduled assignment may result in administrative and/or disciplinary
action.

(b) (6)



UNITED STATES MARINE CORPS
HEADQUARTERS AND SUPPORT BATTALION
MARINE CORPS INSTALLATIONS PACIFIC-MARINE CORPS BASE CAMP BUTLER
UNIT 35002
FPO AP 96373-5002

5300

SACO

17 DEC 2014

From: Commanding Officer, Headquarters and Support Battalion,
Marine Corps Installations Pacific-Marine Corps Base Camp Butler

To: (b) (6)

Subj: ASSIGNMENT TO LEVEL .5 EARLY INTERVENTION PROGRAM (PRIME FOR LIFE
COURSE)

Ref: (a) MCO 5300.17

1. In accordance with the reference, you were evaluated on 8 December 2014 by
(b) (6) as the result of a command referral.
The results of the evaluation do not indicate a substance use disorder.

2. You are hereby assigned to the Level .5 Early Intervention Prime for Life
(PFL) course.

a. You will attend PFL at Behavioral Health Center in Bldg 440 aboard
Camp Foster, 0730 to 1130, from 12 to 15 January 2015.

b. You will abstain from alcohol until completion of the course.

c. You will attend an individual session with primary counselor Lee
Pelley, on 2 February 2015 at 1500 aboard Camp Foster, building 440.

3. The point of contact for this matter is the Substance Abuse Control
Official, (b) (6), at DSN (b) (6), or via e-
mail at (b) (6)
(b) (6)



UNITED STATES MARINE CORPS
MARINE CORPS BASE,
CAMP SMEDLEY D. BUTLER, OKINAWA
UNIT 35001
FPO AP 96373-5001

5300
MCCS/MFSB
8 Dec 14

From: Clinical Program Manager, Behavioral Health
Substance Abuse Counseling Center, Marine Corps Community
Services Division, Marine Corps Base,
Camp Smedley D. Butler

To: Commanding Officer, Headquarters and Service Battalion,
Marine Corps Base, (SACO)

Subj: RECOMMENDATIONS FOR (b)(6)

Ref: (a) MCO 5300.17

Encl: (1) Command Response Letter

1. Per the above reference, (b)(6) was referred to the Substance Abuse Counseling Center (SACC) for a screening. Due to the factors identified during the screening, the following recommendations were made:

a. Attend Early Intervention (PRIME for Life 16 hour) 12-15 January 2015 (0730-1130) Camp Foster, BH-SACC Bldg. 440.

b. Abstain from alcohol use until completion of Early Intervention.

c. Follow up with (b)(6) on 2 February 2014 (1500-1600) at Camp Foster, Bldg. 440.

2. With command's concurrence, the SACC will monitor participation in the recommendations and report to Substance Abuse Control Officer (SACO) or designated point of contact for this service member.

3. For additional information, please contact (b)(6)
(b)(6) at (b)(6)
(b)(6)

MASTER BRIEF SHEET

PAGE 1 OF 2
CREATED: (b) (6)

***** ADMINISTRATIVE INFORMATION (ORIGINATES FROM MCTFS - CONTACT YOUR ADMIN SECTION FOR CORRECTIONS) *****																				
NAME		SSN	GRADE	RANK	LCN	DOR	TIG	CURRENT DUTY ASSIGNMENT						BILLET DESCRIPTION				DCTB		
(b) (6)		(b) (6)	(b)	(b)	(b) (6)	(b) (6)	(b) (6)	HQTRS REGT 3D MLG						(b) (6)				(b) (6)		
KEY DATE SUMMARY		AWARDS			MILITARY OCCUPATIONAL SPECIALTIES						TRAINING SUMMARY				LANGUAGES					
DEAF	(b) (6)	NA	(b)		PMOS	(b)	(b) (6)	AMOS4					RIFLE	(b)	(b) (6)		UNKNOWN			
TIS					AMOS1			AMOS5					PISTOL	(b)						
PEBD					AMOS2			JOINT					PFT							
AFADBD					AMOS3			BMOS	(b)	(b) (6)			CFT							
OSCD													MCMAP							
ACC COMM																				
DOR COMM																				
DOR LDO																				
DSG PILOT																				
DCADB																				
EAS																				
MSR																				
MRD																				
***** PERFORMANCE EVALUATION SUMMARY *****																				
ADMINISTRATIVE SUMMARY					REPORTING SENIOR MARKINGS										REVIEWING OFFICER MARKINGS					
Grade	OCC	From	Months	Billet Description	Reporting Senior	Per	Pro	Cou	Eff	Ini	Lea	Dev	Set	Ens	Co	PME	Dec	Jud	Eval	
BMOS	Type	To	Com	Adv	Command	Promote	Reports	RPT Avg	Rs Avg	RS High	RPT at High	RV at Proc	Cum RV	Obser	Concur	RO marks - same grade at processing	RO marks - same grade cumulative			
(b) (6)	TR	(b) (6)	7		STUDENT, THE BASIC SCHOOL	(b) (6)	H	H	H	H	H	H	H	H	H	H	H	H	H	H
(b) (6)	A	(b) (6)			CO B STUDENTS BASIC SCHOOL	(b) (6)										N/A	N/A			
(b) (6)	TR	(b) (6)	3		(b) (6)	(b) (6)	H	H	H	H	H	H	H	H	H	H	H	H	H	
(b) (6)	A	(b) (6)			(b) (6)	(b) (6)										N/A	N/A			
(b) (6)	TR	(b) (6)	7		(b) (6)	(b) (6)	D	C	D	D	C	D	C	D	D	C	D	D	H	
4402	N	(b) (6)			(b) (6)	(b) (6)	(b) (6)	(b) (6)	(b) (6)	(b) (6)	(b) (6)	(b) (6)	(b) (6)	(b) (6)	(b) (6)	(b) (6)	(b) (6)	(b) (6)	(b) (6)	
(b) (6)	GC	(b) (6)	4		(b) (6)	(b) (6)	E	E	E	E	E	E	E	E	E	E	E	E	H	
(b) (6)	N	(b) (6)			(b) (6)	(b) (6)	(b) (6)	(b) (6)	(b) (6)	(b) (6)	(b) (6)	(b) (6)	(b) (6)	(b) (6)	(b) (6)	(b) (6)	(b) (6)	(b) (6)	(b) (6)	
(b) (6)	AN	(b) (6)	9		(b) (6)	(b) (6)	E	E	E	E	E	E	E	E	E	D	E	E	H	
(b) (6)	N	(b) (6)			(b) (6)	(b) (6)	(b) (6)	(b) (6)	(b) (6)	(b) (6)	(b) (6)	(b) (6)	(b) (6)	(b) (6)	(b) (6)	(b) (6)	(b) (6)	(b) (6)	(b) (6)	
(b) (6)	CH	(b) (6)	6		(b) (6)	(b) (6)	E	E	H	E	E	H	H	E	H	F	E	E	H	
4402	N	(b) (6)			(b) (6)	(b) (6)	(b) (6)	(b) (6)	(b) (6)	(b) (6)	(b) (6)	(b) (6)	(b) (6)	(b) (6)	(b) (6)	(b) (6)	(b) (6)	(b) (6)	(b) (6)	
(b) (6)	AN	(b) (6)	6		(b) (6)	(b) (6)	E	D	D	D	E	D	D	D	E	D	E	E	H	
4402	N	(b) (6)			(b) (6)	(b) (6)	(b) (6)	(b) (6)	(b) (6)	(b) (6)	(b) (6)	(b) (6)	(b) (6)	(b) (6)	(b) (6)	(b) (6)	(b) (6)	(b) (6)	(b) (6)	

ENCLOSURE (5)

FOR OFFICIAL USE ONLY

(Encl 7)

MASTER BRIEF SHEET

PAGE 2 OF 2
CREATED: (b) (6)

***** ADMINISTRATIVE INFORMATION (ORIGINATES FROM MCTFS - CONTACT YOUR ADMIN SECTION FOR CORRECTIONS) *****																								
NAME		SSN	GRADE	RANK	LCN	DOR	TIG	CURRENT DUTY ASSIGNMENT				BILLET DESCRIPTION			DCTB									
(b) (6)		(b) (6)	(b)	(b)	(b) (6)	(b) (6)	(b) (6)	HQTRS REGT 3D MLG				(b) (6)			(b) (6)									
KEY DATE SUMMARY		AWARDS			MILITARY OCCUPATIONAL SPECIALTIES						TRAINING SUMMARY			LANGUAGES										
DEAF TIS PEBD AFADBD OSCD ACC COMM DOR COMM DOR LDO DSG PILOT DCADB EAS MSR MRD	(b) (6)	NA	1		PMOS	(b)	(b) (6)	AMOS4			RIFLE	(b)	(b) (6)		UNKNOWN									
					AMOS1			AMOS5			PISTOL	(6)												
					AMOS2			JOINT			PFT													
					AMOS3			BMOS	(b)	(b) (6)	CFT													
					EDUCATION SUMMARY																			
					CIVILIAN			MILITARY			PME													
					0	HS DIPLOMA NO MAJ SUBJ INDC	(b)	(b) (6)																
							(6)	BASIC OFFICER COURSE 10 WK COMMISS PROG																
***** PERFORMANCE EVALUATION SUMMARY *****																								
ADMINISTRATIVE SUMMARY						REPORTING SENIOR MARKINGS										REVIEWING OFFICER MARKINGS								
Grade	OCC	From	Months	Billet Description		Reporting Senior	Per	Pro	Cou	Eff	Ini	Lea	Dev	Set	Ens	Co	PME	Dec	Jud	Eval	Reviewing Officer	RO marks - same grade at processing		
BMOS	Type	To	Com	Adv	Command	Promote	Reports	RPT Avg		Rs Avg	RS High	RPT at High		RV at Proc		Cum RV					Obser	Concur	RO marks - same grade cumulative	
(b)	(b)	(b)	(b)	(b)	(b) (6)	(b)	(b)	(b)	(b)	(b)	(b)	(b)	(b)	(b)	(b)	(b)	(b)	(b)	(b)	(b)	(b)	(b)	(b)	(b)
(b)	(b)	(b)	(b)	(b)	HQTRS REGT 3D MLG	(b)	(b)	(b)	(b)	(b)	(b)	(b)	(b)	(b)	(b)	(b)	(b)	(b)	(b)	(b)	(b)	(b)	(b)	(b)
Reporting Senior																		Reviewing Officer						
At Processing										Cumulative				At Processing				Cumulative						
Grade	Upper	Middle	Lower	N/A	Upper	Middle	Lower	N/A		Grade	Above	With	Below	Insuf	Above	With	Below	Insuf						
(b) (6)	93.34 - 100	86.67 - 93.33	80.00 - 86.66		93.34 - 100	86.67 - 93.33	80.00 - 86.66			(b) (6)														

ENCLOSURE (5)

(Encl 7)

1. Marine Reported On:				2. Occasion and Period Covered:			
a. Last Name	b. First Name	c. MI	d. ID	a. OCC	b. From	To	
(b) (6)	(b) (6)	(b)	(b) (6)	(b)	(b) (6)	(b) (6)	
I. DIRECTED AND ADDITIONAL COMMENTS							
<p>MRO is the corner piece of the (b) (6) puzzle. Exhibiting a sincere, gregarious, and straightforward leadership style, MRO forged relationships, inspired subordinates, and guaranteed success while enhancing the reputation of the (b) (6) across the MCIPAC region. Displaying initiative, MRO has the keen ability to identify and solve issues before they become problems. A concise thinker and an engaging public speaker, MRO rapidly gains the confidence of the members when he artfully and strategically (b) (6) at (b) (6). Additionally, MRO is a superb administrator with a disciplined attention to detail that produces an efficient and rapid (b) (6) process for commanders. Finally, MRO rapidly earns the respect of all Marines through his dedication to their development. All Marines want to be on his team. MRO will excel in his next billet as a (b) (6). Recommend promotion at the first opportunity and selection to career level school.</p>							
J. CERTIFICATION							
1. I CERTIFY that to the best of my knowledge and belief all entries made hereon are true and without prejudice or partiality and that I have provided a signed copy of this report to the Marine Reported on.				Electronically signed by: (b) (6)		(b) (6)	
				(Signature of Reporting Senior)		(Date in YYYYMMDD format)	
2. I ACKNOWLEDGE the adverse nature of this report and							
<input type="checkbox"/> I have no statement to make.				<input type="checkbox"/>			
<input type="checkbox"/> I have attached a statement.				(Signature of Marine Reported On)			
(Date in YYYYMMDD format)							
K. REVIEWING OFFICER COMMENTS							
1. OBSERVATION: (b) (6)				2. EVALUATION: (b) (6)			
3. COMPARATIVE ASSESSMENT: Provide a comparative assessment of potential by placing an "X" in the appropriate box. In marking the comparison, consider all Marines of this grade whose professional abilities are known to you personally.		DESCRIPTION		COMPARATIVE ASSESSMENT			
		THE EMINENTLY QUALIFIED MARINE		(b) (6)			
		ONE OF THE FEW		(b) (6)			
		EXCEPTIONALLY QUALIFIED MARINES					
		ONE OF THE MANY HIGHLY QUALIFIED					
		PROFESSIONALS WHO FORM THE					
		MAJORITY OF THIS GRADE					
		A QUALIFIED MARINE					
		UNSATISFACTORY					
4. REVIEWING OFFICER COMMENTS: Amplify your comparative assessment mark; evaluate potential for continued professional development to include: promotion, command, assignment, resident PME, and retention; and put Reporting Senior marks and comments in perspective.							
<p>(b) (6) has set the bar high with his foresight, leadership, and professionalism. Displays initiative and dependability that is seldom exhibited by junior officers, especially (b) (6). (b) (6) has become a vital and essential piece of the (b) (6). Bold and fearless, he does not hesitate to offer candid, clear, logical, advice and opinions to all ranks. This has made him a trusted confidant across the MCIPAC region and has set him up to be an effective and persuasive (b) (6). Unlimited growth potential. Promote at first opportunity and select for resident PME.</p>							
5. I CERTIFY that to the best of my knowledge and belief all entries made hereon are true and without prejudice or partiality.				Electronically signed by: (b) (6)		(b) (6)	
				(Signature of Reviewing Officer)		(Date in YYYYMMDD format)	
6. I ACKNOWLEDGE the adverse nature of this report and							
<input type="checkbox"/> I have no statement to make.				<input type="checkbox"/>			
<input type="checkbox"/> I have attached a statement.				(Signature of Marine Reported On)			
(Date in YYYYMMDD format)							
L. ADDENDUM PAGE							
ADDENDUM PAGE ATTACHED: <input type="checkbox"/> YES							
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ENCLOSURE (5)

(Encl 8)

1. Marine Reported On:				2. Occasion and Period Covered:		
a. Last Name	b. First Name	c. MI	d. ID	a. OCC	b. From	To
(b) (6)	(b) (6)	(b)	(b) (6)	(b)	(b) (6)	(b) (6)

I. DIRECTED AND ADDITIONAL COMMENTS
 Report is late due to administrative oversight by the RS.
 MRO is a truly unique officer with great potential to excel in a variety of tasks. As (b) (6) to two general officers, he showcased a level of insight and maturity that few officers are called upon so early in their careers. This officer is informed at all times and stays ahead of the game. I credit an innately inquisitive nature and a world-class education with arming him for intellectual battlefields yet unnamed: (b) (6) will succeed no matter the challenge. MRO has been sent back to work within his MOS for professional concerns; I would have otherwise (b) (6). I highly recommend (b) (6) for career retention, career-level school, and promotion to (b) (6). His best work is in front of him. Based on this potential, I have ranked him behind only three other infantry (b) (6) that I observed in combat.

J. CERTIFICATION
 1. I CERTIFY that to the best of my knowledge and belief all entries made hereon are true and without prejudice or partiality and that I have provided a signed copy of this report to the Marine Reported on.

(b) (6)
(Signature of Reporting Senior)

(b) (6)
(Date in YYYYMMDD format)

 2. I ACKNOWLEDGE the adverse nature of this report and

☐ I have no statement to make.
☐ I have attached a statement.

(Date in YYYYMMDD format)

K. REVIEWING OFFICER COMMENTS

1. OBSERVATION: (b) (6)	2. EVALUATION: (b) (6)
-------------------------	------------------------

3. COMPARATIVE ASSESSMENT: Provide a comparative assessment of potential by placing an "X" in the appropriate box. In marking this comparison, consider all Marines of this grade whose professional abilities are known to you personally.	DESCRIPTION <div style="border: 1px solid black; padding: 2px; margin-bottom: 2px;">THE EMINENTLY QUALIFIED MARINE</div> <div style="border: 1px solid black; padding: 2px; margin-bottom: 2px;">ONE OF THE FEW EXCEPTIONALLY QUALIFIED MARINES</div> <div style="border: 1px solid black; padding: 2px; margin-bottom: 2px;">ONE OF THE MANY HIGHLY QUALIFIED PROFESSIONALS WHO FORM THE MAJORITY OF THIS GRADE</div> <div style="border: 1px solid black; padding: 2px; margin-bottom: 2px;">A QUALIFIED MARINE</div> <div style="border: 1px solid black; padding: 2px;">UNSATISFACTORY</div>	(b) (6) (b) (6)	(b) (6)
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4. REVIEWING OFFICER COMMENTS: Amplify your comparative assessment mark; evaluate potential for continued professional development to include: promotion, command, assignment, resident PME, and retention; and put Reporting Senior marks and comments in perspective.
 Concur with RS, this officer is a cut above. Definitely select for career retention and promote to (b) (6) ; bright future based on exceptional intellect, drive, and focus. Select for career level school. He will be value added in any academic environment. Natural leader and effective communicator; at ease with senior officers and junior Marines alike. While I have not seen him in command, I have no doubt he will do well in a command environment and make a difference in Marines lives. Truly impressive; ranks in top third of those in my "Exceptionally Qualified" block.

5. I CERTIFY that to the best of my knowledge and belief all entries made hereon are true and without prejudice or partiality.

(b) (6)
(Signature of Reviewing Officer)

(b) (6)
(Date in YYYYMMDD format)

 6. I ACKNOWLEDGE the adverse nature of this report and

☐ I have no statement to make.
☐ I have attached a statement.

(Date in YYYYMMDD format)

L. ADDENDUM PAGE
 ADDENDUM PAGE ATTACHED: ☐ YES

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(T A-PES 5.3.6.4)

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PAGE 3 OF 5

ENCLOSURE (5)

(Enc 18)

1. Marine Reported On: a. Last Name				2. Occasion and Period Covered: a. OCC b. From To		
(b) (6)	(b) (6)	(b)	(b) (6)	(b)	(b) (6)	(b) (6)

I. DIRECTED AND ADDITIONAL COMMENTS
 Directed Comment: SNO scored (b) (6) on his PFT.

 SNO continues to perform as previously recorded. Exceptionally strong commitment to excellence guides his every action. Outstanding initiative and is always on top of his game. His maturity and intellectual curiosity remains well above most (b) (6) with his time in service. He continues to mentor a relatively young front office staff while being the perfect role model for their growth. SNO continues to build on his already impressive grasp of the political/military situations in this AOR-a perfect fit for our Foreign Area Officer program or our Marine Attaché Program.
 SNO retains my highest recommendations for career designation, promotion and is a natural fit for EWS.

J. CERTIFICATION

1. I CERTIFY that to the best of my knowledge and belief all entries made hereon are true and without prejudice or partiality and that I have provided a signed copy of this report to the Marine Reported on.	Electronically signed by: CRAIG Q TIMBERLAKE (Signature of Reporting Senior)	(b) (6) (Date in YYYYMMDD format)
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2. I ACKNOWLEDGE the adverse nature of this report and <input type="checkbox"/> I have no statement to make. <input type="checkbox"/> I have attached a statement.	(Signature of Marine Reported On)	(Date in YYYYMMDD format)
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K. REVIEWING OFFICER COMMENTS

1. OBSERVATION: (b) (6)	2. EVALUATION: (b) (6)
-------------------------	------------------------

3. COMPARATIVE ASSESSMENT: Provide a comparative assessment of potential by placing an "X" in the appropriate box. In marking the comparison, consider all Marines of this grade whose professional abilities are known to you personally.	DESCRIPTION	(b) (6)	COMPARATIVE ASSESSMENT
	THE EMINENTLY QUALIFIED MARINE	(b) (6)	(b) (6)
	ONE OF THE FEW EXCEPTIONALLY QUALIFIED MARINES		
	ONE OF THE MANY HIGHLY QUALIFIED PROFESSIONALS WHO FORM THE MAJORITY OF THIS GRADE		
	A QUALIFIED MARINE		
	UNSATISFACTORY		

4. REVIEWING OFFICER COMMENTS: Amplify your comparative assessment mark; evaluate potential for continued professional development to include: promotion, command, assignment, resident PME, and retention; and put Reporting Senior marks and comments in perspective.

 Per paragraph 2010.6e of the PES I am both the RS and the RO for SNO. SNO has my highest recommendations for career designation, promotion and assignment to EWS.

5. I CERTIFY that to the best of my knowledge and belief all entries made hereon are true and without prejudice or partiality.	Electronically signed by: CRAIG Q TIMBERLAKE (Signature of Reviewing Officer)	(b) (6) (Date in YYYYMMDD format)
--	--	--------------------------------------

6. I ACKNOWLEDGE the adverse nature of this report and <input type="checkbox"/> I have no statement to make. <input type="checkbox"/> I have attached a statement.	(Signature of Marine Reported On)	(Date in YYYYMMDD format)
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L. ADDENDUM PAGE
 ADDENDUM PAGE ATTACHED: ☐ YES

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ENCLOSURE (5)

(Encl 8)

